

THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

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Washington, Friday, September 6, 1946

The President

EXECUTIVE ORDER 9776

REOPENING EAST EXECUTIVE AVENUE TO PUBLIC TRAVEL

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the Army and Navy, I hereby order that East Executive Avenue in the District of Columbia be reopened to public travel on and after September 9, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,
September 5, 1946.

[F. R. Doc. 46-15993; Filed, Sept. 5, 1946;
11:44 a. m.]

Regulations

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

PART 48—INTERNATIONAL RADIOTELEPHONE COMMUNICATIONS

Under the authority contained in R. S. 161 (5 U. S. C. 22), Part 48, §§ 48.1 to 48.4, inclusive, of Title 22 of the Code of Federal Regulations are hereby rescinded in toto.

This regulation will become effective immediately upon registration in the Division of the Federal Register.

[SEAL]

W. L. CLAYTON,
Acting Secretary of State.

[F. R. Doc. 46-15991; Filed, Sept. 5, 1946;
11:33 a. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following positions are added to the list of exempted positions in the final paragraph of § 27.2 (c) (2).

Position and Effective Date

Custodians, guards, watchmen, laborers, and other employees engaged in the custody, care and preservation of plants, warehouses, shipyards, airfields, and surplus facilities of a similar nature pending disposition of such facilities, War Assets Administration; September 6, 1946.

By the United States Civil Service Commission.

[SEAL]

H. B. MITCHELL,
President.

[F. R. Doc. 46-15992; Filed, Sept. 5, 1946;
11:34 a. m.]

TITLE 7—AGRICULTURE

Subtitle A—Office of Secretary of Agriculture

PART 7—PRICE DECONTROL AND RECONTROL

ADJUSTMENT IN MAXIMUM PRICE FOR FLAXSEED

Pursuant to the authority vested in me by the Emergency Price Control Act of 1942, as amended, and particularly by section 1A (e) (2) (A) of said act as added by the Price Control Extension Act of 1946, I hereby determine that continuation of the maximum price applicable to flaxseed on June 30, 1946, would impede the necessary production of such commodity and that an adjustment in such price is necessary to obtain the necessary production. I, therefore, recommend to the Price Administrator that the maximum price for U. S. No. 1 flaxseed be established at \$4.00 per bushel, Minneapolis basis, with differentials for other locations and qualities in effect June 30, 1946.

There is at the present time a critical shortage of linseed oil. This shortage is expected to continue at least through 1947. Stocks of linseed oil are now at the lowest level of many years. Increased production of this commodity is essential to the reconversion program.

An increase in the ceiling price of flaxseed is necessary to encourage the movement of 1946 crop to crushing mills and to encourage a greater production of flaxseed in 1947. I have, therefore, recommended that the maximum price for flax-

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seed be increased in the manner indicated.

Issued this 4th day of September 1946.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-15955; Filed, Sept. 5, 1946;
11:12 a. m.]

PART 7—PRICE DECONTROL AND RECONTROL
ADJUSTMENTS IN MAXIMUM PRICES FOR DRY
EDIBLE BEANS

Correction

In Federal Register Document 46-15741, appearing at page 9667 of the issue for Wednesday, September 4, 1946, the price for Marrow beans should read "10.25".

Chapter XI—Production and Marketing
Administration (War Food Distribution
Orders)

[WFO 9, Amdt. 11]

PART 1220—FEED

TERMINATION OF RESTRICTIONS ON WHEAT
MILL FEED

War Food Order No. 9, as amended (11 F. R. 669, 2215, 2436, 4383, 6749, 6962, 8481), is hereby further amended as follows:

1. By deleting paragraph (c) (17) therefrom.
2. By deleting paragraph (d) (3) therefrom.
3. By deleting paragraph (t) therefrom.

4. By deleting paragraph (f) (1) and inserting in lieu thereof the following:

(f) *Certificates.* (1) No person shall deliver, except to a feeder as provided in paragraph (e) (2) or to a person acquiring edible oilseed meal as provided in paragraph (e) (4) for fertilizer purposes, any protein meal or urea unless, at or before the time of delivery, the person receiving such protein meal or urea executes and furnishes to his supplier a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to ----- that

(Name and address of supplier)
he is familiar with the terms of War Food Order No. 9, that he will use the protein meal or urea to be delivered under this certificate in accordance with the provisions of War Food Order No. 9, and that the receipt by him of such protein meal or urea will not be in violation of any provision of such order.

Purchaser
By -----
Authorized Official

Address

Date

5. By deleting paragraph (f) (3) and inserting in lieu thereof the following:

(3) No person other than a feeder shall accept delivery of protein meal or urea unless, at or before the time of delivery he executes and furnishes to his supplier a certificate as required by paragraphs (f) (1) and (f) (2).

This amendment shall become effective at 12:01 a. m., e. s. t., September 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E. O. 9280, 7 F. R. 10179, E. O. 9577, 10 F. R. 8087)

Issued this 4th day of September 1946.

[SEAL] CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-15953; Filed, Sept. 5, 1946;
11:12 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VI—Organized Reserves

PART 602—RESERVE OFFICERS TRAINING
CORPS

INSTITUTIONS AND UNITS

Amend the seventeenth item listed under "Fifth Army Area" in paragraph 21 of the regulations pertaining to Reserve Officers Training Corps, published 11 F. R. 9007, as follows:

21. *Institutions and units.*

Fifth Army Area

Michigan College of Mining and Technology,
CC ----- Eng. Houghton, Mich.

(39 Stat. 191, 192, 41 Stat. 776-778, 10 U. S. C. 381, 382, 389, 441) [WD Cir. 224, 26 July 1946 as amended by Cir. 253, 21 Aug. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-15906; Filed, Sept. 4, 1946;
2:22 p. m.]

Chapter VII—Personnel

PART 709—PRESCRIBED SERVICE UNIFORM
INFANTRYMAN AND DIVER BADGES

Sections 709.55a, 709.55b and 709.55c are superseded by the following:

§ 709.55a *Badges, infantryman*—(a) *Combat infantryman badge.* A polished silver musket on a rectangular, blue background $\frac{7}{16}$ inch in height and 3 inches in length in front of an oak wreath of oxidized silver. A miniature, with blue background $\frac{3}{8}$ inch in height and $1\frac{3}{4}$ inches in length, is authorized.

(b) *Expert infantryman badge.* A polished silver musket on a rectangular, blue background $\frac{7}{16}$ inch in height and 3 inches in length. A miniature, $\frac{3}{8}$ inch in height and $1\frac{3}{4}$ inches in length, is authorized.

§ 709.55b *Badges, diver*—(a) *Master diver badge.* A badge of oxidized silver consisting of a diving helmet $\frac{7}{8}$ inch in height in front of a trident $1\frac{1}{4}$ inches in height between two dolphins.

(b) *First-class diver badge.* A badge of oxidized silver, consisting of a diving helmet $1\frac{1}{16}$ inch in height between two dolphins 1 inch in height.

(c) *Second-class diver badge.* An oxidized silver diving helmet 1 inch in height.

(d) *Salvage diver badge.* A badge of oxidized silver consisting of a diving helmet 1 inch in height with the letter "S" $\frac{3}{8}$ inch in height superimposed on the chest plate. (R. S. 1296; 10 U. S. C. 1391) [AR 600-70, 6 Aug. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-15905; Filed, Sept. 4, 1946;
2:22 p. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Administration, Federal Security Agency

[Reg. 3; Amdt.]

PART 403—FEDERAL OLD-AGE AND
SURVIVORS INSURANCE

COVERAGE OF CERTAIN SERVICES PERFORMED
IN EMPLOY OF BONNEVILLE POWER ADMIN-
ISTRATOR AND HEARINGS ON CLAIMS BASED
IN WHOLE OR PART UPON SUCH SERVICES

Regulations No. 3, as amended (20 CFR Cum. Supp., 403.1 et seq.) are further amended as follows:

¹ 5 F. R. 1849.

1. Section 403.1 is amended by adding at the end of paragraph (b) (1) the following subdivision:

§ 403.1 *Chronological description of pertinent statutes and regulations.*

(b) *Title II of the Social Security Act, as amended effective January 1, 1940, and regulations of the Social Security Administration thereunder—(1) Statutes.*

The act approved October 23, 1945 (59 Stat. 546) adds to Title II of the Social Security Act, as amended, a new section, 209 (p), relating to the coverage of certain services of laborers, mechanics, and workmen as employees of the Bonneville Power Administrator when such services are not covered by the Civil Service Retirement Act, as amended.

2. Section 403.702 is amended by adding at the end of paragraph (a) the following subparagraph:

§ 403.702 *Supporting evidence as to right to receive benefits and lump sums.*

(a) *Evidence as to wages.*

Amounts of remuneration paid an individual for services constituting employment in the employ of the Bonneville Power Administrator under section 209 (p) of the act (see § 403.827 (d)), the period in which and for which such remuneration was paid, and whether such remuneration constitutes wages under the provisions of section 209 of the act, will be conclusively evidenced by the determinations of the Bonneville Power Administrator or his designated agents, or entries in the wage records of the Social Security Administration based upon such determinations.

3. The statutory provisions preceding § 403.703 are amended by adding at the end thereof the following:

SECTION 209 (p) (2) AND (3) OF THE ACT

(2) The Social Security Board shall not make determinations as to whether an individual has performed services which are employment by reason of [paragraph (1) of] this subsection, the periods of such services, the amounts of remuneration for such services which constitutes "wages" under the provisions of this section, or the periods in which or for which such wages were paid, but shall accept the determinations with respect thereto of the Administrator, and such agents as he may designate, as evidenced by returns filed by the Administrator as an employer pursuant to section 1426 (j) of the Internal Revenue Code and certifications made pursuant to this subsection. Such determinations shall be final and conclusive.

(3) The Administrator is authorized and directed, upon written request of the Social Security Board, to make certification to it with respect to any matter determinable for the Board by the Administrator under this subsection, which the Board finds necessary in administering this title. (As added by section 7 (b) of the Act of October 23, 1945, 59 Stat. 546, effective January 1, 1946.)

4. Section 403.703, paragraph (c), is amended to read as follows:

§ 403.703 *Wage records.*

(c) *Revision of wage records for wartime maritime services in the employ of the United States and certain services in the employ of the Bonneville Power Administrator.* There shall be no re-

vision of wage records based upon wartime maritime services constituting employment in the employ of the United States (see § 403.803 (d)) except as such revision is necessitated by a determination of the Administrator, War Shipping Administration, or his designated agents (see §§ 403.702 (a), 403.706 (a) (6), and 403.711a), or by application of § 403.828; nor shall there be any revision of wage records based upon services constituting employment in the employ of the Bonneville Power Administrator (see § 403.803 (e)) except as such revision is necessitated by a determination of the Bonneville Power Administrator or his designated agents (see §§ 403.702 (a), 403.706 (a) (7), and 403.711a).

5. The statutory provisions immediately preceding § 403.706 are amended by inserting at the end thereof the following:

SECTION 209 (p) (2) AND (3) OF THE ACT

(2) The Social Security Board shall not make determinations as to whether an individual has performed services which are employment by reason of (paragraph (1) of) this subsection, the periods of such services, the amounts of remuneration for such services which constitutes "wages" under the provisions of this section, or the periods in which or for which such wages were paid, but shall accept the determinations with respect thereto of the Administrator, and such agents as he may designate, as evidenced by returns filed by the Administrator as an employer pursuant to section 1426 (j) of the Internal Revenue Code and certifications made pursuant to this subsection. Such determinations shall be final and conclusive.

(3) The Administrator is authorized and directed, upon written request of the Social Security Board, to make certification to it with respect to any matter determinable for the Board by the Administrator under this subsection, which the Board finds necessary in administering this title. (As added by section 7 (b) of the Act of October 23, 1945, 59 Stat. 546, effective January 1, 1946.)

6. Section 403.706, paragraph (a), is amended by adding a new subparagraph, (7), as follows:

§ 403.706 *Initial determination—(a) Determinations affecting benefits, lump sums, and wage records.*

(7) *Claims or proceedings involving certain services in the employ of the Bonneville Power Administrator.* The determination of the Bonneville Power Administrator or his designated agents as to whether an individual has performed services which constitute employment as defined by section 209 (p) of the act (see § 403.803 (e)), as to the periods of such services, as to the amounts of remuneration for such services which constitute wages, and as to the periods in which or for which such remuneration was paid (see § 403.827 (d)), shall be final and conclusive upon the Bureau as to the matters so determined. The Bureau shall make no independent determinations concerning any matter determinable by the Bonneville Power Administrator, but shall accept the determinations of the Administrator or his designated agents with respect thereto as evidenced either by tax returns filed pursuant to section 1426 (j) of the Internal Revenue Code or by certifications. In any case in

which information necessary to the disposition of a claim or proceeding shall be lacking as to any matter determinable by the Bonneville Power Administrator, or in which information set forth in such tax returns appears to be incomplete or questionable, the Bureau shall request the Bonneville Power Administrator or his appropriate designated agent to make certification to it in writing of such missing, incomplete, or questionable information.

7. Section 403.708, paragraph (e), is amended by changing the last subparagraph thereof to read as follows:

§ 403.708 *Reconsideration.*

(e) *Reconsidered determination.*

Where reconsideration involves any matters determinable by the Administrator, War Shipping Administration (see §§ 403.803 (d), 403.827 (c)), or by the Bonneville Power Administrator (see §§ 403.803 (e), 403.827 (d)), the Bureau shall comply with the procedure established by §§ 403.706 (a) (6) and 403.706 (a) (7), respectively, as to such matters.

8. Section 403.709, paragraph (a), is amended by changing the last sentence thereof to read as follows:

§ 403.709 *Hearing—(a) Right to hearing.*

(Special provisions concerning hearings with respect to matters determinable by the Administrator, War Shipping Administration (see § 403.706 (a) (6)), and by the Bonneville Power Administrator (see § 403.706 (a) (7)) are contained in § 403.711a.)

9. Section 403.710, paragraph (f), is amended to read as follows:

§ 403.710 *Appeals Council proceedings on certification and review.*

(f) *Procedure in cases involving wartime maritime services in the employ of the United States and certain services in the employ of the Bonneville Power Administrator.* Special provisions concerning review of decisions with respect to matters determinable by the Administrator, War Shipping Administration (see § 403.706 (a) (6)), and by the Bonneville Power Administrator (see § 403.706 (a) (7)) are contained in § 403.711a.

10. Section 403.711a is amended to read as follows:

§ 403.711a *Hearing and review in cases involving wartime maritime services in the employ of the United States and certain services in the employ of the Bonneville Power Administrator.* The provisions of this section shall govern hearings and review in all cases in which issues appear or are presented involving wartime maritime services constituting employment in the employ of the United States (see § 403.803 (d)) or involving services constituting employment in the employ of the Bonneville Power Administrator (see § 403.803 (e)).

The Appeals Council, its members and referees, and the Regional Directors of the Social Security Administration for the Territories of Alaska and Hawaii, in matters determinable by the Administrator, War Shipping Administration, pursuant to section 209 (o) of the act (see §§ 403.803 (d) and 403.827 (c)) and in

matters determinable by the Bonneville Power Administrator pursuant to section 209 (p) of the act (see §§ 403.803 (e) and 403.827 (d)) and involved in or presented at hearings conducted pursuant to section 205 (b) of the act, as amended, will make determinations of such matters under their designation as agents of the Administrator, War Shipping Administration, or under their designation as agents of the Bonneville Power Administrator, as the case may require. Such designations are set out in General Order No. 50 of the Administrator, War Shipping Administration, and in a letter of the Bonneville Power Administrator to the Social Security Board dated July 3, 1946. When hearing or reviewing a case involving such wartime maritime service or involving such service in the employ of the Bonneville Power Administrator, the Appeals Council, member, referee, or Regional Director will function in a dual capacity, on the one hand as designated agent of the Administrator, War Shipping Administration, or of the Bonneville Power Administrator, as the case may require, and on the other hand as referee or Appeals Council, as the case may be, in the Social Security Administration. All issues involved in such a case may be disposed of at a single hearing or review and by a single decision.

(a) *Right to hearing.* Any party designated in § 403.709 (c) shall be entitled to a hearing with respect to any matter designated in § 403.706 (a) after an initial determination has been made by the Bureau, if such party files, as provided in § 403.709 (b), a written request for such hearing.

(b) *Parties to hearing.* The parties to a hearing in cases involving wartime maritime services constituting employment in the employ of the United States shall be those specified in § 403.709 (c) together with the General Agent of the War Shipping Administration who shall have filed the tax return or made the certification referred to in § 403.706 (a) (6), or, in the event that there is no such General Agent, the Administrator, War Shipping Administration. The parties to a hearing involving employment in the employ of the Bonneville Power Administrator shall be those specified in § 403.709 (c) together with the Bonneville Power Administrator.

(c) *Conduct of hearing.* The hearing shall be conducted in accordance with § 403.709 (d) (e) (f) (g) (h) (i) and (j), except as hereinafter set forth. Evidence shall be received from any party as to the performance of services claimed to be wartime maritime services constituting employment in the employ of the United States (see § 403.803 (d)) or claimed to be employment in the employ of the Bonneville Power Administrator (see § 403.803 (e)), as the case may require, the period of performance of such services, the remuneration therefor, the periods in which and for which such remuneration was paid, and whether the remuneration for services in the employ of the Bonneville Power Administrator constitutes wages (see § 403.827 (c) and (d)).

(d) *Referee's decision or certification to Appeals Council.* As soon as practicable after the close of a hearing, the

referee shall make a decision in the case or certify the case to the Appeals Council for decision. The referee shall not remand to the Bureau for revision any case heard pursuant to the provisions of this section.

The referee's decision shall be based upon the evidence adduced at the hearing. The decision shall be made in writing and be divided into two parts. The first part shall consist of a determination relative to the question of wartime maritime service constituting employment in the employ of the United States as defined by section 209 (o) (1) of the act, or relative to the question of service constituting employment in the employ of the Bonneville Power Administrator as defined by section 209 (p) (1) of the act, as the case may require, specifically whether the performance of the services in question constitute such employment, the period of such employment, the remuneration therefor, the periods in which and for which such remuneration was paid, and whether the remuneration for services in the employ of the Bonneville Power Administrator constitutes wages under section 209 of the act. The determination shall contain findings of fact and a statement of reasons. Such determination shall be made by the referee as agent for the Administrator, War Shipping Administration, or the Bonneville Power Administrator, as the case may require, and shall be so subscribed by him. In reaching and making such determination as designated agent, the referee shall follow the provisions of section 209 (o) of the Act (see §§ 403.803 (d) and 403.827 (c)) and the regulations or orders issued pursuant thereto from time to time by the Administrator, War Shipping Administration, or the provisions of section 209 (p) of the act (see §§ 403.803 (e) and 403.827 (d)) and the regulations or orders issued pursuant thereto from time to time by the Bonneville Power Administrator, as the case may require. The second part of the decision shall consist of the referee's findings and statements of reasons upon all matters not determinable by the Administrator, War Shipping Administration, or the Bonneville Power Administrator, together with his decision in the entire case, based upon both his determination as such designated agent and his findings as referee in the Social Security Administration. In reaching the conclusions required by the second part of the decision he shall be governed by all rules and regulations of the Social Security Administration.

A copy of the decision shall be mailed to the parties at their last known addresses.

(e) *Procedure before Appeals Council on certified case.* The procedure before the Appeals Council when a case has been certified to it by a referee without decision shall be as set forth in § 403.710 (a), except that the decision of the Appeals Council shall be in the form prescribed in paragraph (d) of this section.

(f) *Procedure before Appeals Council on review of referee's decision.* The decision of a referee made as provided in paragraph (d) of this section shall be subject to review by the Appeals Council

in the manner provided by § 403.710 (b). The procedure before the Appeals Council on such review shall be as provided in § 403.710 (c), and a case may be remanded to a referee as provided in § 403.710 (d). The decision of the Appeals Council, where the case is not remanded, shall be in the form and mailed as prescribed by § 403.710 (d) except that it shall be divided into two parts in the form prescribed in paragraph (d) of this section.

(g) *Extension of time and revision.* The provisions for extensions of time, revision, and extensions of time for commencing a civil action in a district court of the United States, set forth in § 403.711, shall be applicable to proceedings under this section.

(h) *Effect of decisions.* Decisions of the Appeals Council and decisions of referees not reviewed by the Appeals Council, rendered under this section, shall be final and binding upon all parties to the hearing, subject only to review by a civil action filed in a district court of the United States as provided by section 205 (g) of the act, or as provided in paragraph (g) of this section.

That portion of the final decision which represents the determination of the Administrator, War Shipping Administration, by his designated agent, or of the Bonneville Power Administrator, by his designated agent, as the case may require, shall supersede all previous determinations and certifications of such Administrator or his designated agents as to the matters involved in such factor of the final decision.

11. The statutory provisions preceding § 403.801 are amended by inserting after subsection (o) of section 209 and immediately preceding section 1101 of the act the following:

(p) (1) The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator, but shall not include any service performed by such a laborer, mechanic, or workman, to whom the Act of May 29, 1930 (46 Stat. 468), as amended, applies.

(2) The Social Security Board shall not make determinations as to whether an individual has performed services which are employment by reason of this subsection, the periods of such services, the amounts of remuneration for such services which constitutes "wages" under the provisions of this section, or the periods in which or for which such wages were paid, but shall accept the determinations with respect thereto of the Administrator, and such agents as he may designate, as evidenced by returns filed by the Administrator as an employer pursuant to section 1426 (j) of the Internal Revenue Code and certifications made pursuant to this subsection. Such determinations shall be final and conclusive.

(3) The Administrator is authorized and directed, upon written request of the Social Security Board, to make certification to it with respect to any matter determinable for the Board by the Administrator under this subsection, which the Board finds necessary in administering this title. (As added by section 7 (b) of the Act of October 23, 1945, 59 Stat. 546.)

12. The statutory provisions preceding § 403.803 are amended by inserting at the end thereof the following:

SECTION 209 (p) OF THE ACT

(p) (1) The term "employment" shall include such service as is determined by the Bonneville Power Administrator (hereinafter called the Administrator) to be performed after December 31, 1945, by a laborer, mechanic, or workman, in connection with construction work or the operation and maintenance of electrical facilities, as an employee performing service for the Administrator, but shall not include any service performed by such a laborer, mechanic, or workman, to whom the Act of May 29, 1930 (46 Stat. 468), as amended, applies.

(2) The Social Security Board shall not make determinations as to whether an individual has performed services which are employment by reason of this subsection, the periods of such services, the amounts of remuneration for such services which constitutes "wages" under the provisions of this section, or the periods in which or for which such wages were paid, but shall accept the determinations with respect thereto of the Administrator, and such agents as he may designate, as evidenced by returns filed by the Administrator as an employer pursuant to section 1426 (j) of the Internal Revenue Code and certifications made pursuant to this subsection. Such determinations shall be final and conclusive.

(3) The Administrator is authorized and directed, upon written request of the Social Security Board, to make certification to it with respect to any matter determinable for the Board by the Administrator under this subsection, which the Board finds necessary in administering this title. (As added by section 7 (b) of the Act of October 23, 1945, 59 Stat. 546.)

13. Section 403.803, paragraph (a), is amended by changing the first sentence to read:

§ 403.803 *Employment after December 31, 1939*—(a) *In general.* Whether services performed on or after January 1, 1940, constitute employment is determined under section 209 (b) of the act, effective on and after January 1, 1940, under section 209 (c) of the act, effective on and after October 1, 1941, and under section 209 (p) of the act, effective on and after January 1, 1946, each as amended from time to time. * * *

14. Section 403.803, paragraph (b), is amended by changing the first sentence to read:

§ 403.803 *Employment after December 31, 1939.* * * *

(b) *Services performed within the United States.* Services performed on or after January 1, 1940, within the United States, that is, within any of the several States, the District of Columbia, or the Territory of Alaska or Hawaii, by an employee for the person employing him, unless specifically excepted by section 209 (b) of the act, as modified by section 209 (c) and section 209 (p), constitute employment within the meaning of the act.

15. Section 403.803 is further amended by adding a new paragraph, (e), as follows:

§ 403.803 *Employment after December 31, 1939.* * * *

(e) *Services in the employ of the Bonneville Power Administrator.* Serv-

ices performed by a laborer, mechanic, or workman, not subject to the Civil Service Retirement Act (46 Stat. 468) as amended, in connection with construction work or the operation and maintenance of electrical facilities as an employee performing service for the Bonneville Power Administrator, if performed on or after January 1, 1946, constitute employment. If services of the foregoing type are performed both by employees subject to the Retirement Act and employees not so subject, only the services performed by the employees not so subject constitute employment under this section. The citizenship or residence of the employee is immaterial.

In making decisions (see §§ 403.706-403.711a), the Social Security Administration will accept as conclusive upon it final determinations of the Bonneville Power Administrator and his designated agents under section 209 (p) of the act as to whether an individual has performed services described herein which are employment by reason of such section, or as to the periods of such services.

16. The first sentence of § 403.806 is amended to read:

§ 403.806 *Excepted services in general.* Except as provided by section 209 (c) of the act, effective on and after October 1, 1941 (see § 403.803 (d)), and by section 209 (p), effective on and after January 1, 1946 (see § 403.803 (e)), services performed on or after January 1, 1940, by an employee for the person employing him do not constitute employment under title II of the act if they are specifically excepted by any of the numbered paragraphs of section 209 (b) of the act, effective January 1, 1940, as amended from time to time. * * *

17. The first paragraph of § 403.807 is amended to read as follows:

§ 403.807 *Included and excluded services.* If a portion of the services performed by an employee for the person employing him during a pay period constitutes employment, and the remainder does not constitute employment, all the services of the employee during the period shall be treated alike, that is, all as included or as excluded. The time during which the employee performs services which under section 209 (b), (c) or (p) of the act constitute employment and the time during which he performs services which, under such section do not constitute employment, within the pay period, determine whether all the services during the pay period shall be deemed to be included or excluded.

18. The first sentence of § 403.813 is amended to read:

§ 403.813 *United States and instrumentalities thereof.* Services performed in the employ of the United States Government, except as provided in section 209 (c) (as to which see § 403.803 (d)) and section 209 (p) (as to which see § 403.803 (e)) of the act, are excepted.

19. The following statutory provisions are inserted immediately preceding § 403.827:

SECTION 209 (p) (2) AND (3) OF THE ACT

(p) (2) The Social Security Board shall not make determinations as to whether an

individual has performed services which are employment by reason of [paragraph 1 of] this subsection, the periods of such services, the amounts of remuneration for such services which constitutes "wages" under the provisions of this section, or the periods in which or for which such wages were paid, but shall accept the determinations with respect thereto of the Administrator, and such agents as he may designate, as evidenced by returns filed by the Administrator as an employer pursuant to section 1426 (j) of the Internal Revenue Code and certifications made pursuant to this subsection. Such determinations shall be final and conclusive.

(3) The Administrator is authorized and directed, upon written request of the Social Security Board, to make certification to it with respect to any matter determinable for the Board by the Administrator under this subsection, which the Board finds necessary in administering this title. (As added by section 7 (b) of the Act of October 23, 1945, 59 Stat. 546, effective January 1, 1946.)

20. Section 403.827 is amended by adding at the end a new paragraph, (d), as follows:

§ 403.827 *Wages.* * * *

(d) *Determination of wages for services by employees of the Bonneville Power Administrator.* In making decisions (see §§ 403.706-403.711a) the Social Security Administration will accept as conclusive upon it final determinations of the Bonneville Power Administrator and his designated agents under section 209 (p) of the act as to the amounts of remuneration for certain services by employees of the Administrator which are employment by reason of such section (see § 403.803 (e)), or as to the periods in which or for which such remuneration was paid, or as to whether the amounts of remuneration for such services constitute wages under the provisions of section 209 of the act.

In pursuance of sections 205 (a) (53 Stat. 1368; 42 U. S. C. 405 (a)) and 1102 (49 Stat. 647; 42 U. S. C. 1302) of the act, section 4 of Reorganization Plan No. 2 of 1946 (11 F. R. 7873), and section 1 of Federal Security Agency Order 57 (11 F. R. 7943), the foregoing regulations, this day adopted by me, are hereby prescribed this 27th day of August 1946.

A. J. ALTMAYER,
Commissioner for Social Security.

Approved: September 3, 1946.

MAURICE COLLINS,
Acting Federal Security Administrator.

Approved and prescribed by the undersigned as designated agent of the Bonneville Power Administrator.

OFFICE OF APPEALS COUNCIL
IN THE SOCIAL SECURITY
ADMINISTRATION,
JOSEPH E. McELVAIN,
Chairman.

APPENDIX

JULY 3, 1946.

SOCIAL SECURITY BOARD,
Federal Security Agency,
Washington 25, D. C.

GENTLEMEN: Reference is made to section 209 (p) of the Social Security Act, as

amended, providing for the inclusion within "employment" as defined in title II of said Act of certain services performed in my employ, and for the making of determinations with respect to such services and the remuneration therefor.

I hereby designate and appoint the Appeals Council of the Social Security Board, its members and referees, and the territorial directors of the Social Security Board for the territories of Alaska and Hawaii, all ex officio, as my agents to hear, determine, and make certifications with respect to those matters determinable by me, pursuant to section 209 (p) of the Social Security Act, as amended, which may from time to time be involved in or presented at hearings conducted pursuant to section 205 (b) of said Act. In performing the functions and duties delegated to them, my said agents shall comply with such regulations and orders as I may from time to time issue in connection with such functions and duties.

Notice of any hearings conducted pursuant to this delegation shall be given to me.

The procedure for the conduct of hearings pursuant to this delegation, for the consolidation of such hearings with hearings on other issues involved in particular claims, for the making of decisions thereon, and for rehearings and reviews of such decisions shall, except as limited hereunder, be prescribed by said Appeals Council as my agent, and shall conform as closely as possible to the hearing, rehearing and review procedure prescribed from time to time by the Social Security Board for cases exclusively within its jurisdiction arising under title II of the Social Security Act, as amended.

Any final decision, after hearing, rehearing, or review by my said agents shall in all respects be deemed my final determination, superseding all previous determinations and certifications as to the matters involved in such decision, and binding upon all parties to such hearing, rehearing, or review as to such matters.

[S] PAUL J. RAVEN,
Bonneville Power Administrator.

Upon request of the Bonneville Power Administrator, the Office of Appeals Council in the Social Security Administration (formerly the Appeals Council of the Social Security Board), its members and referees, and the regional (formerly territorial) directors of the Social Security Administration for the territories of Alaska and Hawaii, are all hereby authorized and directed to act ex officio as designated agents of the Bonneville Power Administrator in accordance with the foregoing delegation of authority by said Administrator and any amendments thereto and supplements thereof.

A. J. ALTMAYER,
Commissioner for Social Security.

[F. R. Doc. 46-15909; Filed, Sept. 4, 1946;
4:22 p. m.]

TITLE 24—HOUSING CREDIT

Chapter I—Federal Home Loan Bank Administration

[Bulletin No. 72]

PART 4—OPERATIONS OF THE BANKS APPROVAL OF ACCOUNTING SYSTEMS AND FORMS

SEPTEMBER 4, 1946.

The rules and regulations for the Federal Home Loan Bank System are hereby amended (1) by striking out § 4.3 and (2) by inserting immediately after § 4.10 the following new section:

§ 4.11 *Accounting.* The accounting system for each of the Banks and all accounting forms used by the Banks shall be subject to the approval of the Comptroller of the Federal Home Loan Bank Administration.

(Sec. 17, 47 Stat. 736; 12 U. S. C. 1437; E. O. 9070, 7 F. R. 1529)

This amendment is deemed to be of a minor and procedural character within the meaning of paragraph (b) of § 8.3 of the rules and regulations for the Federal Home Loan Bank System.

[SEAL] HAROLD LEE,
Deputy Federal Home Loan
Bank Commissioner.

[F. R. Doc. 46-15908; Filed, Sept. 4, 1946;
3:54 p. m.]

Chapter VIII—Office of Housing Expediter

[Priorities Reg. 3, Corr.]

PART 803—PRIORITIES REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

DIRECTIVES AND CERTIFICATES FOR SURPLUS EQUIPMENT

The first sentence of paragraph (c) of § 803.3 *Housing Expediter Directives and Certificates for Surplus Equipment for the Veterans' Emergency Housing Program* (Housing Expediter Priorities Regulation 3) is hereby corrected to read: "During the period of time defined in paragraph (d) of this section, the War Assets Administration shall not advertise, offer, sell, or dispose of any equipment covered by this section, except pursuant to a Housing Expediter directive, a Housing Expediter certificate (issued under Housing Expediter Priorities Regulation 4), a special directive issued by the Civilian Production Administration, or an urgency certificate issued by the Civilian Production Administration."

(Pub. Law 388, 79th Cong.; Pub. Law 507, 77th Cong., as amended; CPA Directive 44 (11 F. R. 8936))

Issued this 4th day of September 1946.

WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-15915; Filed, Sept. 4, 1946;
4:51 p. m.]

[Priorities Reg. 5]

PART 803—PRIORITIES REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

AUTHORIZATION AND PRIORITIES ASSISTANCE FOR HOUSING

Correction

In Federal Register Document 46-15161, appearing at page 9508 of the issue for Thursday, August 29, 1946, the authority at the end should read: "(Pub. Law 388, 79th Cong.; Pub. Law 507, 77th Cong., as amended; CPA Directive 42, 11 F. R. 9514)".

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs

Subchapter L—Irrigation Projects, Operation and Maintenance

PART 130—FIXING OPERATION AND MAINTENANCE CHARGES

WAPATO INDIAN IRRIGATION PROJECT, WASHINGTON

AUGUST 29, 1946.

Section 130.86 of this order, as amended September 28, 1945, 10 F. R. 12599, is hereby amended to read as follows:

§ 130.86 *Charges.* Pursuant to the provisions of the acts of August 1, 1914 and March 7, 1928 (38 Stat. 583, 45 Stat. 210; 25 U. S. C. 385, 387), the operation and maintenance charges on assessable lands under the Wapato Indian Irrigation Project, Yakima Indian Reservation, Washington, for 1947 and for each calendar year thereafter, until further notice, are hereby fixed as follows:

(a) *Minimum charges.* For all tracts in noncontiguous single ownership, \$5.00.

(b) *Flat rate.* Upon all farm units or tracts, for each assessable acre, \$2.00.

(c) *Storage operation and maintenance.* For all lands with a storage water right, known as "B" lands, in addition to other charges per acre, 20 cents.

(38 Stat. 583, 39 Stat. 154, 45 Stat. 210; 25 U. S. C. 385, 387)

C. GIRARD DAVIDSON,
Assistant Secretary.

[F. R. Doc. 46-15945; Filed, Sept. 5, 1946;
10:27 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Rev. Supp. 29]

PART 1112—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF ARIZONA

WORKERS ENGAGED IN PICKING COTTON IN CERTAIN ARIZONA COUNTIES

Supplement No. 29 (formerly referred to as Specific Wage Ceiling Regulation 29) issued September 21, 1944 (9 F. R. 11676) is hereby amended and revised to read as follows:

§ 1112.1 *Wages of workers engaged in picking, pulling, bolting, snapping, and scrapping cotton in the Counties of Pima, Greenlee, Santa Cruz, Pinal, Graham and Maricopa, State of Arizona.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to wages and salaries issued August 28, 1943, as amended (8 F. R. 11960, 12139, 16702; 9 F. R. 6035, 14547; 10 F. R. 9478, 9628; 11 F. R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F. R. 3177) entitled "Specific Wage Ceiling Regulations", and based upon a certification of the Arizona USDA Wage Board that a majority of the producers of American Egyptian (SXP) and American Upland cotton in the area affected have requested

the intervention of the Secretary of Agriculture and based upon relevant facts submitted by the Arizona USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops, and classes of workers.* Persons engaged in picking, pulling, bolting, snapping and scrapping American Egyptian (SXP) and American Upland cotton in the Counties of Pima, Greenlee, Santa Cruz, Pinal, Graham and Maricopa, State of Arizona, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended, (8 F. R. 11960, 12139, 16702; 9 F. R. 6035, 14547; 10 F. R. 9478, 9628; 11 F. R. 2517).

(b) *Wage rates maximum wage rates for picking, pulling, bolting, snapping and scrapping American Egyptian (SXP) and American Upland cotton.*

(1) Wage rate for picking American Egyptian (SXP) cotton—\$4.50 per 100 lbs. of well picked, clean seed cotton.

(2) Wage rate for picking American Upland cotton—\$2.65 per 100 lbs. of well picked, clean seed cotton.

(3) Wage rate for pulling, bolting, snapping and scrapping American Egyptian (SXP) and American Upland cotton—\$1.35 per 100 lbs. of seed cotton.

(c) *Administration.* The Arizona USDA Wage Board located at 222 South First Ave., Phoenix, Arizona, will have charge of the administration of this order in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F. R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F. R. 3177), and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This section shall become effective at 12:01 a. m. Mountain standard time, August 15, 1946.

(56 Stat. 765 (1942); 50 U. S. C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U. S. C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong.; E. O. 9250, 7 F. R. 7871; E. O. 9328, 8 F. R. 4681; E. O. 9577, 10 F. R. 8087; E. O. 9620, 10 F. R. 12023; E. O. 9651, 10 F. R. 13487; E. O. 9697, 11 F. R. 1691; regulations of the Economic Stabilization Director, 8 F. R. 11960, 12139, 16702; 9 F. R. 6035, 14547; 10 F. R. 9478, 9628; 11 F. R. 2517; regulations of the Secretary of Agriculture, 9 F. R. 655, 12117, 12611; 10 F. R. 7609, 9581; 9 F. R. 831, 12807, 14206; 10 F. R. 3177; 11 F. R. 5903)

Issued this 4th day of September 1946.

[SEAL] WILSON R. BUE,
Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-15952; Filed, Sept. 5, 1946; 11:12 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 239]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The following commodity is hereby added to the list of commodities:

Dept. of Com. Sched. B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
656503	Tin foil.....	Lb....	1	1

The following commodities are hereby removed from the list of commodities:

Dept. of Com. Sched. B No.	Commodity
226900	Spearmint and other mint oils, n. e. s. (report peppermint oil in 226800).
227903	Oil of citronella.
227998	Other essential oils, natural, except jasmine oil.
318900	Crib pads, except quilted.
318900	Seat covers (household use).

Shipments of the above commodity removed from general license which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately except that with respect to the commodity added to the list of commodities it shall become effective on September 11, 1946.

(Sec. 6. 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Congress; E. O. 8900, 6 F. R. 4795; E. O. 9361, 8 F. R. 9861; Order No. 1, 8 F. R. 9938; E. O. 9380, 8 F. R. 13081; E. O. 9630, 10 F. R. 12245; Order No. 390, 10 F. R. 13130)

Dated: August 29, 1946.

JOHN C. BORTON, Director,
Requirements and Supply Branch.

[F. R. Doc. 46-15995; Filed, Sept. 5, 1946; 11:53 a. m.]

Chapter XI—Office of Price Administration

PART 1381—SOFTWOOD LUMBER

[2d Rev. MPR 26, Amdt. 1]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

A statement of the considerations involved in the issuance of this amendment,

¹ 10 F. R. 13050, 14186; 11 F. R. 2043, 3368, 3878.

issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 26 is amended in the following respects:

1. In section 16 (b) a new subparagraph (10) is added as follows:

(10) Sale or delivery of, or agreement to sell or deliver any item subject to this regulation to a millwork manufacturer or other purchaser in consideration of, or in return for, delivery of millwork or any other item, or to accomplish the same result by any other trading device.

2. In Table 13 in section 23, a new heading and footnote 3 are added as follows:

SALES TO MILLWORK MANUFACTURERS

3. The prices for shop lumber in thicknesses of 8/4" and thinner on direct-mill shipments to millwork manufacturers only, may be increased \$8.00 per M'BM. "Millwork manufacturer" means any person who consumes softwood lumber in the manufacture of windows, sash, doors; window sash and door frames; window and door screens; cut stock for the foregoing items; trim; mouldings; built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33 or Housing Expediter Priorities Regulation 5.

This amendment shall become effective September 4, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15910; Filed, Sept. 4, 1946; 4:33 p. m.]

PART 1346—BUILDING MATERIALS

[MPR 276, Amdt. 6]

ASPHALT TILE

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 276 is amended in the following respect:

In § 1346.307 the letter "(a)" is inserted immediately preceding the sentence "Government contracts or subcontracts," and a new paragraph (b) is added to read as follows:

(b) *Other adjustments.* Any manufacturer of asphalt tile may file an application for adjustment in his maximum prices for this commodity in accordance with the provisions of section 16 of Maximum Price Regulation 592.

This amendment shall become effective September 10, 1946.

NOTE: All reporting and record-keeping requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15962; Filed, Sept. 5, 1946; 11:15 a. m.]

2. In section 10.1 (d) Table II B, Schedule Nos. 22-27 are amended to read as follows:

TUNA AND TUNA-LIKE FISH

Schedule No.	Species	Item No.	Style of dressing	Size	I	II	III	IV	V
22	Albacore tuna	1	Round	All	25%	26%	27%	28%	31%
		2	Drawn	All	29%	31%	33%	35%	36%
		3	Dressed	All	33%	34%	36%	38%	39%
		4	Center cuts	All	35%	37%	38%	40%	43%
		5	Head cuts	All	33%	34%	35%	37%	41%
		6	Tail cuts	All	33%	34%	35%	37%	41%
		7	Steaks	All	40%	41%	42%	44%	48%
		8	Fillet	All	50%	51%	53%	55%	59%
23	Bluefin tuna	1	Round	All	18%	19%	20%	21%	23%
		2	Drawn	All	21%	22%	23%	24%	27%
		3	Dressed	All	25%	26%	27%	28%	30%
		4	Center cuts	All	27%	28%	29%	30%	33%
		5	Head cuts	All	25%	26%	27%	28%	30%
		6	Tail cuts	All	25%	26%	27%	28%	30%
		7	Steaks	All	30%	31%	32%	33%	36%
		8	Fillet	All	35%	37%	38%	40%	43%
24	Bonito-Pacific	1	Round	All	16%	17%	18%	19%	21%
		2	Drawn	All	19%	20%	21%	22%	24%
		3	Dressed	All	21%	22%	23%	24%	26%
		4	Center cuts	All	23%	24%	25%	26%	28%
		5	Head cuts	All	21%	22%	23%	24%	26%
		6	Tail cuts	All	21%	22%	23%	24%	26%
		7	Steaks	All	26%	27%	28%	29%	31%
		8	Fillet	All	32%	33%	34%	35%	37%
25	Skipjack tuna	1	Round	All	18%	19%	20%	21%	23%
		2	Drawn	All	22%	23%	24%	25%	27%
		3	Dressed	All	25%	26%	27%	28%	30%
		4	Center cuts	All	27%	28%	29%	30%	33%
		5	Head cuts	All	25%	26%	27%	28%	30%
		6	Tail cuts	All	25%	26%	27%	28%	30%
		7	Steaks	All	28%	29%	30%	31%	33%
		8	Fillet	All	34%	36%	37%	39%	42%
26	Yellowfin tuna	1	Round	All	19%	20%	21%	22%	24%
		2	Drawn	All	22%	23%	24%	25%	27%
		3	Dressed	All	25%	26%	27%	28%	30%
		4	Center cuts	All	27%	28%	29%	30%	33%
		5	Head cuts	All	25%	26%	27%	28%	30%
		6	Tail cuts	All	25%	26%	27%	28%	30%
		7	Steaks	All	29%	30%	31%	32%	34%
		8	Fillet	All	36%	37%	38%	40%	45%
27	Yellowtail	1	Round	All	15%	16%	17%	18%	21%
		2	Drawn	All	18%	19%	20%	21%	23%
		3	Dressed	All	21%	22%	23%	24%	26%
		4	Center cuts	All	23%	24%	25%	26%	28%
		5	Head cuts	All	21%	22%	23%	24%	26%
		6	Tail cuts	All	21%	22%	23%	24%	26%
		7	Steaks	All	26%	27%	28%	29%	31%
		8	Fillet	All	31%	32%	33%	35%	38%

This amendment shall become effective September 4, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

Approved: August 30, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-15913; Filed, Sept. 4, 1946; 4:33 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 579, Amdt. 21]

CERTAIN SPECIES OF FRESH AND FROZEN FISH AND SEAFOOD

has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 579 is amended as follows:

1. In section 10.1 (c) Table II A, Schedule Nos. 22-27 are amended to read as follows:

TUNA AND TUNA-LIKE FISH

Schedule No.	Species	Item No.	Style of dressing	Size	Season	A	B	C	D	E	F	G
22	Albacore tuna	1	Round	All	All year	20%	20%	21%	22%	23%	24%	25%
		2	Drawn	All	do	21%	21%	22%	23%	24%	25%	26%
		3	Dressed	All	do	22%	22%	23%	24%	25%	26%	27%
		4	Center cuts	All	do	23%	23%	24%	25%	26%	27%	28%
		5	Head cuts	All	do	21%	21%	22%	23%	24%	25%	26%
		6	Tail cuts	All	do	21%	21%	22%	23%	24%	25%	26%
		7	Steaks	All	do	23%	23%	24%	25%	26%	27%	28%
		8	Fillet	All	do	28%	28%	29%	30%	31%	32%	33%
23	Bluefin tuna	1	Round	All	All year	11%	11%	12%	13%	14%	15%	16%
		2	Drawn	All	do	12%	12%	13%	14%	15%	16%	17%
		3	Dressed	All	do	13%	13%	14%	15%	16%	17%	18%
		4	Center cuts	All	do	14%	14%	15%	16%	17%	18%	19%
		5	Head cuts	All	do	12%	12%	13%	14%	15%	16%	17%
		6	Tail cuts	All	do	12%	12%	13%	14%	15%	16%	17%
		7	Steaks	All	do	14%	14%	15%	16%	17%	18%	19%
		8	Fillet	All	do	17%	17%	18%	19%	20%	21%	22%
24	Bonito-Pacific	1	Round	All	All year	9%	9%	10%	11%	12%	13%	14%
		2	Drawn	All	do	10%	10%	11%	12%	13%	14%	15%
		3	Dressed	All	do	11%	11%	12%	13%	14%	15%	16%
		4	Center cuts	All	do	12%	12%	13%	14%	15%	16%	17%
		5	Head cuts	All	do	10%	10%	11%	12%	13%	14%	15%
		6	Tail cuts	All	do	10%	10%	11%	12%	13%	14%	15%
		7	Steaks	All	do	12%	12%	13%	14%	15%	16%	17%
		8	Fillet	All	do	15%	15%	16%	17%	18%	19%	20%
25	Skipjack tuna	1	Round	All	All year	15%	15%	16%	17%	18%	19%	20%
		2	Drawn	All	do	16%	16%	17%	18%	19%	20%	21%
		3	Dressed	All	do	17%	17%	18%	19%	20%	21%	22%
		4	Center cuts	All	do	18%	18%	19%	20%	21%	22%	23%
		5	Head cuts	All	do	16%	16%	17%	18%	19%	20%	21%
		6	Tail cuts	All	do	16%	16%	17%	18%	19%	20%	21%
		7	Steaks	All	do	18%	18%	19%	20%	21%	22%	23%
		8	Fillet	All	do	22%	22%	23%	24%	25%	26%	27%
26	Yellowfin tuna	1	Round	All	All year	12%	12%	13%	14%	15%	16%	17%
		2	Drawn	All	do	13%	13%	14%	15%	16%	17%	18%
		3	Dressed	All	do	14%	14%	15%	16%	17%	18%	19%
		4	Center cuts	All	do	15%	15%	16%	17%	18%	19%	20%
		5	Head cuts	All	do	13%	13%	14%	15%	16%	17%	18%
		6	Tail cuts	All	do	13%	13%	14%	15%	16%	17%	18%
		7	Steaks	All	do	15%	15%	16%	17%	18%	19%	20%
		8	Fillet	All	do	18%	18%	19%	20%	21%	22%	23%
27	Yellowtail	1	Round	All	All year	9%	9%	10%	11%	12%	13%	14%
		2	Drawn	All	do	10%	10%	11%	12%	13%	14%	15%
		3	Dressed	All	do	11%	11%	12%	13%	14%	15%	16%
		4	Center cuts	All	do	12%	12%	13%	14%	15%	16%	17%
		5	Head cuts	All	do	10%	10%	11%	12%	13%	14%	15%
		6	Tail cuts	All	do	10%	10%	11%	12%	13%	14%	15%
		7	Steaks	All	do	12%	12%	13%	14%	15%	16%	17%
		8	Fillet	All	do	15%	15%	16%	17%	18%	19%	20%

PART 1305—ADMINISTRATION
[SO 129, Amdt. 50]

EXEMPTION AND SUSPENSION FROM PRICE
CONTROL OF MACHINES, PARTS, INDUSTRIAL
MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. In section 12 (c), delete the listing of "Services subject to Maximum Price Regulation 581, except abrading, assembling, cutting, forming, grinding, machining, shaping and welding", and substitute therefor the following:

Services, industrial, as follows: Any jobbing shop operation subject to Maximum Price Regulation 581 unless it consists wholly or principally (as defined below) of abrading, assembling, cutting, forming, grinding, machining, shaping and welding, or, unless it consists entirely or principally (as defined below) of a combination of such services. ("Principally" is defined for the purpose of this paragraph as more than 50% of the charge made for the jobbing shop operation, the calculation to be determined on the basis of the seller's June 30, 1946 maximum prices for such services.) All repair and maintenance operations subject to Maximum Price Regulation 581.

This amendment shall become effective September 5, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15966; Filed, Sept. 5, 1946;
11:14 a. m.]

PART 1381—SOFTWOOD LUMBER

[RMPR 94, Amdt. 5]

WESTERN PINE AND ASSOCIATED SPECIES OF
LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 94 is amended in the following respects:

1. In section 13 (b) a new subparagraph (13) is added, reading as follows:

(13) Sale or delivery of, or agreement to sell or deliver any item subject to this regulation to a millwork manufacturer or other purchaser in consideration of, or in return for, delivery of millwork or any other item, or to accomplish the same result by any other trading device.

2. In Table 2 in section 20, a new heading and footnote 4 are added, reading as follows:

SALES TO MILLWORK MANUFACTURERS

4. Only on direct-mill shipments to millwork manufacturers as defined below, the following additions per M'BM may be changed:

4/4" shop common and 8/4" and thinner No. 1 and No. 3 shop----- \$5.00
8/4" and thinner No. 2 shop----- 8.00

19 F. R. 6634, 12966; 10 F. R. 12118, 14186;
11 F. R. 3749.

"Millwork manufacturer" means any person who consumes softwood lumber in the manufacture of windows, sash, doors; window sash and door frames; window and door screens; cut stock for the foregoing items; trim, moulding; built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33 or Housing Expediter Priorities Regulation 5.

3. In Table 2 in section 21, a new heading and footnote 5 are added as follows:

SALES TO MILLWORK MANUFACTURERS

5. Only on direct-mill shipments to millwork manufacturers as defined below, the following additions per M'BM may be changed:

4/4" shop common and 8/4" and thinner No. 1 and No. 3 shop----- \$5.00
8/4" and thinner No. 2 shop----- 8.00

"Millwork manufacturer" means any person who consumes softwood lumber in the manufacture of windows, sash, doors; window sash and door frames; window and door screens; cut stock for the foregoing items; trim, mouldings; built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33 or Housing Expediter Priorities Regulation 5.

4. In Table 2 in section 22, a new heading and footnote 4 are added as follows:

SALES TO MILLWORK MANUFACTURERS

4. Only on direct-mill shipments to millwork manufacturers as defined below, the following additions per M'BM may be changed:

4/4" shop common and 8/4" and thinner No. 1 and No. 3 shop----- \$5.00
8/4" and thinner No. 2 shop----- 8.00

"Millwork manufacturer" means any person who consumes softwood lumber in the manufacture of windows, sash, doors; window sash and door frames; window and door screens; cut stock for the foregoing items; trim, mouldings; built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33 or Housing Expediter Priorities Regulation 5.

This amendment shall become effective September 4, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15911; Filed, Sept. 4, 1946;
4:33 p. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 73]

FROZEN FOOD LOCKER SERVICE IN THE STATE
OF VERMONT

A statement of the considerations involved in the issuance of this supplementary service regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328,

9599, and 9651, Supplementary Service Regulation No. 73 is hereby issued.

§ 1499.714 *Services covered.* (a) This regulation applies to the rental of frozen food storage lockers of fifteen cubic feet or less, and to the services furnished in connection with the operation of such lockers, in the State of Vermont. Frozen food storage lockers of more than fifteen cubic feet capacity and incidental services offered in the course of business or trade are covered by Maximum Price Regulation 586.

(b) *Applicability of other regulations.* Except as provided herein to the contrary, all provisions of Revised Maximum Price Regulation 165 and any other applicable service regulation shall apply to the services covered by this regulation.

(c) *Maximum price determination.* (1) The maximum average rental price for locker space shall be \$2.00 per cubic foot per year for each unit or tier of lockers. The rental price for any one locker shall not exceed \$2.50 per cubic foot per year.

Example: If a tier or unit contains five lockers having a capacity of six cubic feet each, the total available space would be thirty cubic feet for which the total rental charge (at \$2.00 per cubic foot) could not exceed \$60.00. However, the rental price for the individual lockers in the unit or tier may vary according to the standards established by the operator of the locker plant just so long as (1) the average rental price for the entire unit does not exceed \$2.00 per cubic foot, and (2) the rental price for any one locker in the unit or tier does not exceed \$2.50 per cubic foot.

(2) The maximum price for the rental of overflow space shall be \$0.01 per pound per month, but the total charge shall not exceed the monthly rental charge for the locker.

(3) The maximum prices that may be charged for food processing services and for miscellaneous services in connection with the rental of frozen food storage lockers shall be those amounts set forth in Appendix A.

NOTE: If you are the seller of any of the commodities upon which the services are performed, and such services are within the provisions of any regulation governing the sales of such commodities, then you may not make the additional charges listed in Appendix A.

(4) No charges other than those specified in this regulation may be made for the rental of frozen food storage lockers or for any service in connection therewith, except:

(i) An additional charge may be made for insurance, *Provided*, That by the terms of the insurance policy the benefits in case of loss are paid directly to the customer.

(ii) A customer may be required to pay a key deposit, provided such deposit is refundable upon the return of the key.

(d) *Posting.* Every seller subject to this regulation shall within 15 days after the issuance of this regulation, post on his premises in such a place and manner as to be plainly visible to the purchasing public, a statement setting forth the services and the maximum prices established by this regulation.

(e) *Previously established prices.* If any locker operator has previously established prices for the services covered

herein based on his prices of March 1942, under Revised Maximum Price Regulation 165, and has properly filed such maximum prices on or before December 31, 1942, he may now elect to retain those maximum prices, provided a statement of such election is filed with the Vermont District Office, setting out the services and the maximum prices and the date they were filed. Such statement must be filed within 30 days after the issuance of this regulation.

APPENDIX A

MEAT PROCESSING CHARGES

Beef, lamb, and veal	Maximum prices (per lb.)
Chill and age (no further processing)-----	\$0.01
Cut and wrap (including labeling and dating)-----	.01½
Cut only-----	.01
Quick freeze only (including placing in locker)-----	.01
Bone and roll meat (weight after boning)-----	.02
Grind (actual poundage)-----	.02
Chill, age, cut, wrap and freeze (including labeling, dating and placing in locker)-----	.03
Complete service—chill, age, cut, wrap, bone and roll roast, grind hamburger, wrap, label, date, freeze and place in locker-----	(¹)

Coring of beef

Salt brine-----	.02
Sweet pickle brine-----	.05

Pork

Chill-----	.00½
Cut only-----	.01
Chill, cut, wrap and freeze (including labeling, dating and placing in locker)-----	.02
Grinding of fat for lard-----	.02
Grind fat and render lard-----	.05
Sausage making—grind, season (seasoning furnished by customer), wrap, freeze (including labeling, dating and placing in locker)-----	.03½
Sausage making—grind, season (seasoning furnished by locker), wrap and freeze (including labeling, dating and placing in locker)-----	.04
Sausage making—grind, season, bag (including bag), wrap and freeze (including labeling, dating and placing in locker)-----	.06
Smoking of hams and bacon-----	.02
Curing of hams and bacon-----	.03
Smoking and curing of hams and bacon-----	.05
Smoking and curing of hams and bacon (when performed for locker operator by other concern)-----	(²)
Slicing of bacon-----	.05

Venison

Skin, chill, age, cut, wrap and freeze (including labeling, dating, and placing in locker). (If skinned—use beef schedule)-----	(³)
---	-----

Poultry

Chill, cut if desired, wrap and freeze (including labeling, dating and placing in freezer)-----	.02
Chill, draw, cut if desired, wrap and freeze (including labeling, dating and placing in freezer)-----	(⁴)
Glaze poultry-----	.02

¹ \$0.04½ on original carcass weight (minimum size quarter carcass).

² Cost (including transportation) plus 1¢ per lb.

³ \$5.00 per animal.

⁴ \$0.04, or 15¢ per bird.

APPENDIX A—Continued

Fish	Maximum prices (per lb.)
Chill, wrap and quick freeze (including labeling, dating and placing in locker)-----	\$0.02
Glaze-----	.02
Chill, glaze, wrap and freeze (including labeling, dating and placing in locker)-----	.04

Fresh Fruits and Vegetables

Freeze (including placing in locker)-----	.02
Freeze (when carton is marked and heat sealed by locker operator—including placing in locker)-----	.03
Blanch and pack-----	.02
Prices for processing fruits and vegetables do not include cost of containers.	

Miscellaneous

Minimum service charge-----	(⁵)
⁵ \$0.15 each.	

This regulation shall become effective September 9, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15912; Filed, Sept. 4, 1946; 4:33 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 51]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 8 (b) is amended by adding the following to the list of commodities thereunder:

Gas main bladders.
Reliners made from new and scrap materials, and patches and boots made from scrap material.
Shoe bladders.

2. Section 16 (a) is amended by adding the following to the list of commodities thereunder:

Cosmetic items retailing at 25¢ or less before tax at all levels of distribution (while sold for not more than 25¢).

Flooring and wall-covering pastes and cements such as linoleum paste, consisting primarily of a clay filler, a sulphite liquor binder, and dissolved in water.

3. Section 16 (b) is amended by adding the following to the list of commodities thereunder:

Gloves, finger cots, and sleeves for medical, surgical, obstetrical, and autopsy and mortuary purposes.

Hard rubber goods for medical, surgical, veterinary, mortuary, and laboratory equipment and parts.

The following hospital and surgical supplies: obstetricians' aprons, operating cushions, patients' bibs and throws, surgeons' aprons, urologists' aprons.

Tire valves and pneumatic oral inflated valves.

Tubing, stopples, and irrigators for medical, surgical, mortuary, veterinary and laboratory purposes.

This amendment shall become effective September 5, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15967; Filed, Sept. 5, 1946; 11:14 a. m.]

PART 1305—ADMINISTRATION

[SO 160, Amdt. 7]

HAIRCLOTH

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 160 is amended in the following respect:

Appendix A is amended by deleting therefrom under the heading "Textiles Branch" the following industry and applicable profit percentages:

Haircloth (interlining fabric made from cotton, synthetic fibers, wool and/or other animal fibers)----- 4

This amendment shall become effective September 10, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15968; Filed, Sept. 5, 1946; 11:14 a. m.]

PART 1381—SOFTWOOD LUMBER

[3d Rev. MPR 219, Amdt. 3]

PINE

A statement of the considerations involved in the issuance of this statement, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In Third Revised Maximum Price Regulation 219, Article IX, Appendix F is amended in the following respects:

a. Table 23 is amended to read as follows: (the footnotes remain unchanged):

TABLE 23—WHITE PINE (OTTAWA VALLEY)
C SELECT AND BETTER

Thickness (inches)	Width (inches)	Length (feet)	Price per MBM
1-----	4/6-----	6/9-----	\$88.50
	6-----	6/9-----	94.00
	7 and wider-----	6/9-----	104.75
1¼-----	4 and wider-----	6/9-----	121.00
1½-----	do-----	6/9-----	121.00
2-----	do-----	6/9-----	121.00
1-----	4/6-----	10/16-----	102.50
	6-----	10/16-----	108.00
	7 and wider (average 8')-----	10/16-----	124.00
1¼-----	4/6-----	10/16-----	131.75
1½-----	4/6-----	10/16-----	131.75
2-----	4/6-----	10/16-----	131.75
1¼-----	7 and wider (average 8½')-----	10/16-----	158.75
1½-----	do-----	10/16-----	158.75
2-----	do-----	10/16-----	158.75
3-----	6 and wider-----	10/16-----	212.75

⁵ 9 F. R. 8062, 9513, 10 F. R. 9927, 11 F. R. 5119.

TABLE 23—WHITE PINE (OTTAWA VALLEY)—CON.

D SELECTS

Thickness (inches)	Width (inches)	Length (feet)	Price per MBM
1	4/6	6/9	\$79.75
	7 and wider	6/9	90.75
1 1/4	4 and wider	6/9	90.75
1 1/2	do	6/9	90.75
2	do	6/9	90.75
1	4	10/16	90.75
	5	10/16	90.75
	6	10/16	94.00
	4/6	10/16	91.75
	8	10/16	97.00
	10	10/16	108.00
	12	10/16	129.50
	7 and wider	10/16	99.25
1 1/4	4/6	10/16	100.25
	7 and wider	10/16	123.50
1 1/2	4/6	10/16	100.25
	7 and wider	10/16	123.50
2	4/6	10/16	104.75
	7 and wider	10/16	126.25
2 1/4	6 and wider	8/16	158.75
3	do	8/16	164.00
4	do	8/16	169.50

NO. 1 CUTS

1 1/4	6 and wider	8/16	\$115.50
1 1/2	do	8/16	137.00
2	do	8/16	137.00

NO. 2 CUTS

1 1/4	6 and wider	8/16	\$94.00
1 1/2	do	8/16	113.25
2	do	8/16	113.25

NO. 3 CUTS

1	6 and wider	6/16	\$64.75
1 1/4	do	6/16	72.25
1 1/2	do	6/16	82.00
2	do	6/16	82.00
2 1/2 and 3	do	6/16	99.25

NO. 1 AND 2 CUTS

1	6 and wider	8/16	\$83.00
1 1/4	do	8/16	110.00
1 1/2	do	8/16	125.25
2	do	8/16	125.25
2 1/2	do	8/16	144.75
3	do	8/16	144.75

NO. 1, 2, AND 3 CUTS (1/4 EACH)

1	6 and wider	8/16	\$77.75
1 1/4	do	8/16	99.25
1 1/2	do	8/16	111.25
2	do	8/16	111.25

NO. 1 AND 2 COMMON

1	4 and wider	6/7	\$62.50
	4	8/16	76.50
	5	8/16	74.50
	6	8/16	74.50
	7	8/16	74.50
	8	8/16	76.50
	9	8/16	78.75
	10	8/16	89.50
	11	8/16	96.00
	12	8/16	101.50
1 1/4, 1 1/2, 2	4 and wider	6/7	65.75

NO. 1 AND 2 COMMON

1 1/4, 1 1/2, 2	4	8/16	\$81.00
	5	8/16	78.75
	6	8/16	78.75
	7	8/16	78.75
	8	8/16	81.00
	9	8/16	83.00
	10	8/16	95.00
	11	8/16	103.50
	12	8/16	109.00
3	4	8/16	83.00
	6	8/16	83.00
	8	8/16	85.25
	10	8/16	99.25
	12	8/16	111.25
4	4	8/16	85.25
	6	8/16	85.25
	8	8/16	85.25
	10	8/16	99.25
	12	8/16	111.25
5	5	8/16	99.25
6	6	8/16	101.50

TABLE 23—WHITE PINE (OTTAWA VALLEY)—CON.

SELECTED NO. 3 COMMON (80 PERCENT UPPER END NO. 3)

Thickness (inches)	Width (inches)	Length (feet)	Price per MBM
1	4	8/16	\$67.00
	5	8/16	67.00
	6	8/16	70.00
	8	8/16	70.00
	9	8/16	70.00
	10	8/16	72.25
	11	8/16	76.50
	12	8/16	76.50
1 1/4, 1 1/2, 2	4	8/16	69.00
	5	8/16	69.00
	6	8/16	72.25
	8	8/16	72.25
	9	8/16	72.25
	10	8/16	74.50
	11	8/16	78.75
	12	8/16	78.75

NO. 3 COMMON

1	4	6/16	\$61.50
	5	6/16	61.50
	6	6/16	64.75
	7	6/16	64.75
	8	6/16	64.75
	9	6/16	64.75
	10	6/16	67.00
	11	6/16	70.00
	12	6/16	70.00
1 1/4, 1 1/2, 2	4	6/16	63.75
	5	6/16	63.75
	6	6/16	67.00
	7	6/16	67.00
	8	6/16	67.00
	9	6/16	67.00
	10	6/16	69.00
	11	6/16	72.25
	12	6/16	72.25
3	4	10/16	67.00
	5	10/16	67.00
	6	10/16	69.00
	7	10/16	69.00
	8	10/16	69.00
	9	10/16	70.00
	10	10/16	71.25
	11	10/16	73.25
	12	10/16	73.25

NO. 4 COMMON

1	4/9	6/16	\$58.25
	4	6/16	57.25
	5	6/16	58.25
	6	6/16	59.25
	7	6/16	59.25
	8	6/16	61.50
	9	6/16	61.50
	10	6/16	62.50
	11	6/16	62.50
	12	6/16	64.75
1 1/4, 1 1/2, 2, 3	4/9	6/16	60.50
	4	6/16	59.25
	5	6/16	60.50
	6	6/16	61.50
	7	6/16	61.50
	8	6/16	63.75
	9	6/16	63.75
	10	6/16	64.75
	11	6/16	64.75
	12	6/16	67.00

NO. 5 COMMON

1	4/9	6/16	\$54.00
	10/12	6/16	58.25
1 1/4, 1 1/2, 2, 3	4/9	6/16	54.00
	10/12	6/16	58.25

NO. 6 COMMON

1	4/9	6/16	\$43.00
	4 and wider	6/16	44.25
	10 and wider	6/16	45.25
1 1/4	4 and wider	6/16	41.00
1 1/2	do	6/16	44.25
2	do	6/16	47.50
3	do	6/16	47.50

b. Table 24 is amended to read as follows: (the footnotes remain unchanged:)

TABLE 24—NORWAY PINE ROUGH (OTTAWA VALLEY)

CLEAR AND CLEAR FACE

Thickness (inches)	Width (inches)	Length (feet)	Price per MBM
1	4/6	6 and up	\$80.50
	7 and up	do	91.25
1 1/4	4/6	do	85.75
1 1/2	4/6	do	85.75
2	4/6	do	85.75
1 1/4	7 and up	do	96.50
1 1/2	do	do	96.50
2	do	do	96.50

GRADE: MERCHANTABLE

Thickness (inches)	Length	Width			
		4"	5"	6"	7"
1	R/L	\$58.75	\$58.75	\$60.00	
1 1/4, 1 1/2, 2	R/L	61.00	58.75	62.00	\$63.25
3	R/L	62.00		63.25	65.25
4	R/L	64.25		65.25	67.50

Thickness (inches)	Length	Width				
		8"	9"	10"	11"	12"
1	R/L	\$61.00		\$63.25		\$67.50
1 1/4, 1 1/2, 2	R/L	63.25	\$65.25	65.25	\$69.50	69.50
3	R/L	69.50	65.25	69.50	71.75	71.75
4	R/L	67.50	71.75	71.75	74.00	74.00

GRADE: NO. 1 AND NO. 2 CULLS

Thickness (inches)	Length	Width		
		4"	5"	6"
1	R/L	\$49.00	\$49.00	\$51.25
1 1/4, 1 1/2, 2	R/L	51.25	51.25	51.25
3	R/L	51.25		52.25
4	R/L	51.25		52.25
1	R/L	52.25	53.50	53.50
1 1/4, 1 1/2, 2	R/L	52.25	53.50	53.50
3	R/L	54.50	55.50	55.50
4	R/L	54.50	55.50	55.50

This amendment shall become effective September 10, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15961; Filed, Sept. 5, 1946; 11:14 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 95]

EXCEPTIONS FOR CERTAIN ELECTRICAL AND STEAM SERVICES

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Regulation 11 is amended in the following respects:

1. Subparagraph (28) of paragraph (b) of § 1499.46 is redesignated (28) (i) and subdivision (ii) is added to read as follows:

(ii) *Electricity.* Prices charged for furnishing by persons who sell at a price no higher than would be charged, for the same service to the same class of customers, by a public utility whose maximum rates or charges for such service have been established, or otherwise regu-

lated, by a Federal, state, or municipal authority having jurisdiction.

2. Subparagraph (51) of paragraph (b) § 1499.46 is redesignated (51) (i) and subdivision (ii) is added to read as follows:

(ii) *Steam.* Prices charged for furnishing by persons who sell at a price no higher than would be charged, for the same service to the same class of customers, by a public utility whose maximum rates or charges for such service have been established, or otherwise regulated, by a Federal, state, or municipal authority having jurisdiction.

This amendment shall become effective September 5, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15959; Filed, Sept. 5, 1946;
11:14 a. m.]

TITLE 38—PENSIONS, BONUSES AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 36—REGULATIONS UNDER SERVICEMEN'S READJUSTMENT ACT OF 1944

PROCEDURE FOR DETERMINATIONS OF NET EARNINGS

The following regulations under the Servicemen's Readjustment Act of 1944 are hereby canceled and superseded, effective October 1, 1946:

§ 36.525 *Claims by self-employed.* Claims for readjustment allowances by the self-employed, under section 902 (b) of the act cited above, will be prepared

on a form prescribed by the Administrator.

§ 36.532 *Time limit for filing claim.* The veteran's claim for readjustment allowance and statement of net earnings from self-employment shall be filed not later than the last day of the month following that for which the claim is filed: *Provided,* That if the claimant shows extenuating circumstances, the period during which the claim may be filed may be extended not later than the 10th day of the second month following that for which the claim is filed.

(58 Stat. 284; 38 U. S. C. 693)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

AUGUST 30, 1946.

[F. R. Doc. 46-15957; Filed, Sept. 5, 1946;
11:16 a. m.]

INCREASED RATES OF RETIREMENT PAY INSTRUCTIONS RELATING TO ADJUSTMENT

1. *Monthly rates of pay retired officers and warrant officers, act of June 29, 1946.* There is attached an official conversion table prepared by the Adjutant General which sets forth in parenthesis the amount of retirement pay which an officer was entitled to receive prior to the enactment of Public Law 474 and in the same block the adjusted amount of pay to which he is entitled under that law.

2. *Adjustments by Payees Accounts Service.* The Payees Accounts Service will automatically adjust the accounts of those receiving retirement pay under Section 5, Public Law 18, 76th Congress, as amended, in accordance with the offi-

cial conversion table effective July 1, 1946, except there will be referred to the Claims Division, Veterans Claims Service for amended awards action those cases involving special apportionments, reductions from the basic rate for any cause, any other cases where there is some question as to the proper adjustment.

3. *Transcript of automatic adjustments.* Following the automatic adjustment by the Payees Accounts Service, the Division of Disbursement, Treasury Department, will furnish one transcript of the new plates after the new rate is cut thereon on cards of approximately check size. These cards after being recorded on the abstract cards will be forwarded to the Veterans Records Division, Contact and Administrative Services, for filing in the case file next above the latest award action, if the file is in Central Office and for forwarding to the appropriate field office if the file has been decentralized where it will be filed in the case file next above the latest award action.

4. *Awards action.* The Claims Division, Veterans Claims Service, will complete appropriate awards action pursuant to the official conversion table on that group of cases referred by the Payees Accounts Service under Paragraph 2 hereof. The Claims Division, Veterans Claims Service, and Adjudication Divisions, Field Offices, when awards action is necessary on any case automatically adjusted, the award will reflect therein the rate of retirement pay as provided by the official conversion table effective from July 1, 1946, except that any reduction required because of improper adjustment will be effective from the date of last payment. All awards of retirement pay hereafter approved will bear an entry as to the officer's rank in addition to the service or serial number.

MONTHLY RATES OF PAY OF RETIRED OFFICERS AND WARRANT OFFICERS ACT OF JUNE 29, 1946

Service.....		0	3	6	9	12	15	18	21	24	27	30
Major generals.....		\$550.00	\$550.00	\$550.00	\$550.00	\$550.00	\$550.00	\$550.00	\$550.00	\$550.00	\$550.00	\$550.00
Brigadier generals.....		412.50	412.50	412.50	412.50	412.50	412.50	412.50	412.50	412.50	412.50	412.50
	Pay Period											
Colonels and lieutenant colonels over 30 years service.....	6th.....	\$275.00 (250.00)	\$288.75 (262.50)	\$302.50 (275.00)	\$316.25 (287.50)	\$330.00 (300.00)	\$343.75 (312.50)	\$357.50 (325.00)	\$371.25 (337.50)	\$385.00 (350.00)	\$398.75 (362.50)	\$412.50 (375.00)
Lieutenant colonels less than 30 years, majors over 23 years service.....	5th.....	240.62 (218.75)	252.65 (229.69)	264.68 (240.62)	276.71 (251.66)	288.74 (262.50)	300.77 (273.43)	312.81 (284.37)	324.84 (295.31)	336.87 (306.25)	348.90 (317.19)	360.93 (328.12)
Majors less than 23 years, captains over 17 years service.....	4th.....	206.25 (187.50)	216.56 (196.87)	226.88 (206.25)	237.19 (215.62)	247.50 (225.00)	257.81 (234.37)	268.13 (243.75)	278.44 (253.12)	288.75 (262.50)	299.06 (271.87)	309.38 (281.25)
Captains less than 17 years, first lieutenants over 10 years service.....	3d.....	172.50 (150.00)	181.13 (157.50)	189.75 (165.00)	198.38 (172.50)	207.00 (180.00)	215.63 (187.50)	224.25 (195.00)	232.88 (202.50)	241.50 (210.00)	250.13 (217.50)	258.75 (225.00)
First lieutenants less than 10 years, second lieutenants over 5 years service.....	2d.....	150.00 (125.00)	157.50 (131.25)	165.00 (137.50)	172.50 (143.75)	180.00 (150.00)	187.50 (156.25)	195.00 (162.50)	202.50 (168.75)	210.00 (175.00)	217.50 (181.25)	225.00 (187.50)
Second lieutenants with less than 5 years service.....	1st.....	135.00 (112.50)	141.75 (118.12)									
WARRANT OFFICERS—FLIGHT OFFICERS												
Masters and chief engineers, Army mine planter service.....		\$172.50 (150.00)	\$181.13 (157.50)	\$189.75 (165.00)	\$198.38 (172.50)	\$207.00 (180.00)	\$215.63 (187.50)	\$224.25 (195.00)	\$232.88 (202.50)	\$241.50 (210.00)	\$250.13 (217.50)	\$258.75 (225.00)
Chief warrant officers (exc master and chief engineer).....		157.50 (131.25)	165.38 (137.81)	173.25 (144.37)	181.13 (150.94)	189.00 (157.50)	196.88 (164.06)	204.75 (170.62)	212.63 (177.19)	220.50 (183.75)	228.38 (190.31)	236.25 (196.87)
First mates—first assistant engineers, Army mine planter service.....		146.25 (121.87)	153.56 (127.97)	160.88 (134.06)	168.19 (140.16)	175.50 (146.25)	182.81 (152.35)	190.13 (158.44)	197.44 (164.53)	204.75 (170.62)	212.06 (176.72)	219.38 (182.81)
Warrant officers junior grade, second mates and second assistant engineer, Army mine planter service, flight officers (AUS).....		135.00 (112.50)	141.75 (118.12)	148.50 (123.75)	155.25 (129.37)	162.00 (135.00)	168.75 (140.62)	175.50 (146.25)	182.25 (151.87)	189.00 (157.50)	195.75 (163.12)	202.50 (168.75)

Key: Amounts in upper half of each square represent Monthly pay benefits under P. L. 474, 79th Congress. Amounts in lower half of each square (in parentheses) represent monthly pay benefits prior to enactment of the above-mentioned Act.

(Pub. Law 474, 79th Cong.)

[SEAL]

OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

AUGUST 27, 1946.

[F. R. Doc. 46-15863; Filed, Sept. 4, 1946;
12:00 m.]

PART 36—REGULATIONS UNDER SERVICE- MEN'S READJUSTMENT ACT OF 1944

EDUCATIONAL AND TRAINING PROVISIONS.

Sec.

- 36.270 Spirit and intent of the educational and training provisions of the Servicemen's Readjustment Act.
- 36.271 Application of standards for "other training on the job" and approved standards for apprentice training.
- 36.272 Payment of subsistence allowance authorized by the Servicemen's Readjustment Act, as amended by Public Law 679, 79th Congress, August 8, 1946.

AUTHORITY: §§ 36.270 to 36.272, inclusive, issued under 58 Stat. 284; 38 U. S. C. 693; Public Law 679, 79th Congress.

§ 36.270 Spirit and intent of the educational and training provisions of the Servicemen's Readjustment Act.

The legislative history of the Servicemen's Readjustment Act reveals that the underlying spirit and intent of the educational and training provisions of the Servicemen's Readjustment Act is to provide an opportunity to each veteran whose education or training was interrupted by reason of his entrance into the service to resume his education or training as a trainee and thereby aid him to attain knowledge or skill which presumably he could have attained but for his service in the armed forces. It is the intent of the law that the veteran have the right to elect his course of education or training at any approved educational or training institution at which he chooses to enroll which will accept or retain him as a student or trainee in any field or branch of knowledge which such institution finds him qualified to undertake or pursue.

OMAR N. BRADLEY,
Administrator of Veterans' Affairs.

§ 36.271 Application of standards for "other training on the job" and approved standards for apprentice training. (a) One of the purposes of Public Law 679, 79th Congress, is to lay a sound foundation for the highest quality of training which may be given to a veteran who elects to pursue a course of training on-the-job and to prevent the abuses which have come to the attention of the Veterans Administration during the past several months.

(b) Paragraphs 11 (b) and 11 (b) 1 of Public Law 679, 79th Congress, provide that:

(b) As used in this part the term "Other training on the job" shall include courses offered by establishments approved by the appropriate agency of the State or the Administrator whenever such courses of training on the job are furnished in accordance with the following provisions:

1. Any establishment desiring to undertake an on-the-job training program will be required to submit to the appropriate State approving agency a written application setting forth the course of training for each job for which a veteran is to be trained. The written application covering the training program will include the following:

a. Title and description of the specific job objective for which the veteran is to be trained.

b. Length of the training period.

c. Schedule listing various operations for major kinds of work or tasks to be learned and showing for each, job operations or work, tasks to be performed, and the approximate length of time to be spent on each operation or task.

d. Wage or salary to be paid at the beginning of the training program, at each successive step in the program, and at the completion of training.

e. Entrance wage or salary paid by the establishment to employees already trained in the kind of work for which the veteran is to be trained.

f. Number of hours of supplemental instructions required.

(c) Paragraph 11 (b) 2 of Public Law 679 provides that:

The appropriate approving agency of the State or the Administrator may approve the application of the establishment when such establishment is found upon investigation to have met or made provision for meeting the following criteria:

a. The training content of the program is adequate to qualify the veteran for appointment to the job for which he is to be trained.

b. There is reasonable certainty that the job for which the veteran is to be trained will be available to him at the end of the training period.

c. The job is one in which progression and appointment to the next higher classification are based upon skills learned through organized training on the job and not on such factors as length of service and normal turn-over.

d. The wages to be paid the veteran for each successive period of training are not less than those customarily paid in the establishment and the community to a learner in the same job and who is not a veteran and are in conformity with State and Federal laws and applicable bargaining agreements.

e. The job customarily requires a period of training of not less than three months and not more than two years of full-time training.

f. The length of the training period is no longer than that customarily required by the establishment and other establishments in the community to provide the trainee with the required skills, arrange for the acquiring of job knowledge, technical information, and other facts which the trainee will need to learn in order to become competent on the job for which he is being trained.

g. Provision is made for related instruction for the individual veteran who may need it.

h. There is in the establishment adequate space, equipment, instructional material, and instructor personnel to provide satisfactory training on the job.

i. Adequate records are kept to show the progress made by the veteran toward his job objective and a periodic report showing the conduct and progress made in the course of training on the job will be provided for the Veterans' Administration.

j. Appropriate credit is given the veteran for previous job experience, whether in the military service or elsewhere, his beginning wage adjusted to the level to which such credit advances him and his training period shortened accordingly. No course of training will be considered bona fide if given to a veteran who is already qualified by training and experience for the job objective.

k. A copy of the training program as approved by the State agency is provided to the veteran and to the Veterans' Administration by the employer.

1. Upon completion of the training the veteran is given a certificate by the employer indicating the length and type of training provided and that the veteran has completed

the course of training on the job satisfactorily.

(d) (1) The above quoted paragraphs pertain to "other training on the job" as distinguished from "apprentice training." For the purposes of Part VIII, as amended, apprentice training courses are those under the supervision of a State apprenticeship agency, a State apprenticeship council or the Federal Apprenticeship Training Service and those courses leading to an occupation the performance of duties of which requires the use of skills learned through training on-the-job and to which appointment is based upon having been trained on the job rather than such elements as length of service, normal turn-over, personality and personal characteristics which courses, although not under the supervision of a State apprenticeship agency, a State apprenticeship council or the Federal Apprenticeship Training Service, are nevertheless definitely identified as apprentice training courses by the establishments offering the courses and are recognized as such by the State approving agency or approved by the Administrator as apprentice training courses, and which, in addition to meeting the requirements and criteria of paragraph 11, excepting subparagraph 11 (b) 2, e, provide for a well-defined, written agreement between the establishment and the trainee setting forth the terms and conditions of training. For a veteran to be entitled, under Part VIII, as amended, to subsistence allowance for any period in any course of training on the job which is in excess of two years, the establishment offering the course must take steps either to have the course qualified as an apprentice course, as defined above, or reduce the course to a length not exceeding two years. Where an establishment has taken steps to have such a course so qualified, a reasonable opportunity for completion of such action shall be given the establishment before the training status of any veteran enrolled in such a course is interrupted. Paragraphs 11 (b) 1 and 11 (b) 2 do not apply to apprentice training courses but where, pursuant to paragraph 11 (b) 3, supervision of veterans in apprentice training is conducted in accordance with existing instructions, the course or program will be judged on the basis of the requirements and criteria in paragraphs 11 (b) (1) and 11 (b) 2, except that the criterion in subparagraphs 11 (b) 2, e shall not apply. Where deficiencies are found, a reasonable opportunity will be given the establishment to make correction in accordance with established procedure.

(2) Under the criteria of paragraph 11 (b) no job will be recognized as training on the job if it is a regularly established productive employment opportunity in which training, if any, is merely incidental to the operations required in performing the duties of the job; to meet such criteria training must be the primary factor, any compensation for productive labor, being merely coincidental to the training and not because of the performance of the prescribed duties of a regular job.

(e) (1) Except as provided herein, pursuant to the provisions of paragraphs 11 (b) 3, benefits may not be paid under

Part VIII, as amended, to any veteran who is enrolled in training on the job in an establishment which has not been approved by the appropriate State approving agency or the Administrator in accordance with the requirements and criteria of Public Law 679 or to a veteran enrolled in a course of training on the job which exceeds two years in length unless such course is classified as an apprentice training course, as defined in paragraph (d) of this section. In any course offered by establishments approved by the appropriate approving agency of the State or the Administrator prior to the enactment of Public Law 679, payments to veterans already enrolled in such courses or who may enroll in such courses will be continued unless such courses are disapproved by the State approving agency for failure to meet the requirements and criteria of paragraph 11 or incident to the supervision of veterans are found by the Regional Office to be not in accordance with such requirements and criteria. It is expected that by January 1, 1947, the approving agencies of the State will recertify or disapprove those establishments approved prior to the enactment of Public Law 679 which do or do not meet the appropriate requirements and criteria of paragraph 11.

(2) The Training Facilities Section will notify the Registration and Research Section and the Education and Training Section of the names of those establishments and the courses in such establishments which the appropriate approving agency of the State disapprove in order that appropriate action may be taken by such sections in order to prevent future enrollments; where in supervising veterans under appropriate instructions, it is found that the course offered by a particular establishment fails to meet the requirements and criteria in paragraph 11, the Education and Training Section shall notify promptly the Registration and Research Section and the Training Facilities Section in order that such sections may take appropriate action to prevent future enrollments in such courses.

(f) In order that it may be ascertained whether awards of benefits are proper and may be continued to veterans now in training it is necessary to determine whether the training situation of every veteran in training on the job under Part VIII meets the requirements and criteria of the above quoted paragraphs 11 (b) 1 and 11 (b) 2, excepting subparagraph 11 (b) 2, e for apprentice courses. Accordingly, it is directed that each Regional Office shall conduct immediately a survey of the records of all veterans pursuing, on a full-time or part-time basis, any type of training on the job under Part VIII, including any combination of school training with on the job or on the farm training. Where the review of the records indicates that veterans are pursuing training in establishments offering courses which meet the requirements and criteria of paragraphs 11 (b) 1 and 11 (b) 2, excepting subparagraph 11 (b) 2, e for apprentice courses, those veterans may be eliminated from further immediate consideration other than the

regular supervision in accordance with the provisions of §§ 36.239 to 36.241, inclusive. However, where such review does not disclose positive evidence that the course pursued by any veteran meets the requirements and criteria of paragraphs 11 (b) 1 and 11 (b) 2, excepting subparagraph 11 (b) 2, e for apprentice courses, the veteran will be supervised with the greatest possible dispatch on the basis of, and in accordance with established procedure and a definite determination made as to whether, in consideration of paragraph 11 (b) 3, award of benefits may be authorized or continued.

(g) The services of all training officers, with the exception of those which are responsible for inducting into training and supervising disabled veterans who are pursuing courses of vocational rehabilitation under Public Law 16, will be utilized in the supervision of veteran enrollees whose courses are not shown by the review of the records to meet the requirements and criteria of paragraphs 11 (b) 1 and 11 (b) 2, excepting subparagraph 11 (b) 2, e for apprentice courses, in order that the training situation of all veterans training on the job under Part VIII will be known at the earliest possible date and necessary adjustments made in awards to veterans in accordance with the provisions of paragraph 11 (b) 3.

(h) A preliminary report of the results of the survey and progress in the supervision of veterans not known to be in courses which meet the requirements and criteria of paragraphs 11 (b) 1 and 11 (b) 2, excepting subparagraph 11 (b) 2, e for apprentice courses, shall be made by Regional Offices through the appropriate Branch Office to the Assistant Administrator for Vocational Rehabilitation and Education not later than October 15, 1946. Supervision of all veterans not known to be in satisfactory training status shall be completed and a final report of the results shall be submitted not later than January 1, 1947.

§ 36.272 *Payment of subsistence allowance authorized by the Servicemen's Readjustment Act, as amended by Public Law 679, 79th Congress, August 8, 1946.*

(a) One of the purposes of Public Law 679, 79th Congress, approved August 8, 1946, is to establish by legislation a fair principle for aiding all veterans, as students or trainees, with subsistence allowances while enrolled in or pursuing a course of education or training and to eliminate discrimination in the awarding of subsistence allowances. Subsistence allowance is a monetary allowance payable to and intended to provide a veteran, who as a trainee has resumed his education or training under the provisions of the Servicemen's Readjustment Act, with a measure of support during his education or training status. It is not a pension, compensation or a bonus. The law does not contemplate that the Government would defray the entire living costs of the veteran or his family. The law intends that all veterans, whether they elect courses of education or training in a school, college or university or elect courses of training on the job to supply them with needed skills, should be treated

alike during their periods of training as to the payment of subsistence allowance.

(b) Subsistence allowance payments now being made to veterans pursuing courses of education or training will continue in amounts authorized under existing instructions until a decision is made under the provisions of § 36.272 (e) by reason of receipt of the trainee's report of compensation for productive labor for the months of August, September or October 1946, unless notice is received to interrupt or discontinue training under the procedure provided in § 36.271, paragraph (e).

(c) (1) Paragraph 6, section 2, Public Law 679, 79th Congress, provides:

While enrolled in and pursuing a course under this part, such person, upon application to the Administrator shall be paid a subsistence allowance of \$65 per month, if without a dependent or dependents, or \$90 per month if he has a dependent or dependents, including regular holidays and leave not exceeding thirty days in a calendar year. Such person attending a course on a part-time basis, and such person receiving compensation for productive labor whether performed as a part of their apprentice or other training on-the-job at institutions, business, or other establishments, or otherwise, shall be entitled to receive such lesser sums, if any, as subsistence or dependency allowances, as may be determined by the Administrator: *Provided*, That in no event shall the rate of such allowance plus the compensation received exceed \$175 per month for a veteran without a dependent or \$200 per month if he has a dependent or dependents.

(2) Compensation for productive labor means wages, salary, commission, bonus or other payments received by a veteran by reason of his employment, whether self-employed or otherwise, and regardless of whether such employment is related to his training. Accordingly, definitions and limitations of this paragraph will apply to all persons whether in institutional training or in training on the job.

(i) The term wages means wages for the standard work period of the establishment where the veteran is employed and will include overtime work customarily scheduled, but will not include occasional overtime beyond the standard work period of the establishment.

(ii) When lodging, meals, laundry or other services are furnished a person in training as a part of his compensation for productive labor, for example, to a resident nurse or an agricultural worker, an allowance representing the reasonable value of such services will be added to the actual wages or salary in determining the rate of compensation received.

(iii) Where by reason of the type of the employment, compensation is seasonal or irregular, the veteran's overall compensation over a period of not exceeding twelve months should be prorated in determining the monthly rate to be applied.

(d) Determinations concerning the rate of subsistence allowance payable will be made in accordance with the following: (1) Existing criteria by which the amounts of subsistence allowances are determined in cases of part-time courses remain effective. In cases of compensation received for productive

labor performed as a part of on the job training, existing criteria remain effective except that where possible within the limitations contained in paragraph 6 of the act, adjustments in payments of subsistence allowance will be to the nearest higher multiple of \$5. For example, if the difference between the trained worker's wage rate and the trainee's wage rate is \$56.80 the subsistence allowance rate will be considered the next higher multiple of \$5, which is \$60, provided the maximum rates of paragraph 6 are not exceeded.

(2) This amendment removes the bar against the payment of subsistence allowance in the case of a veteran engaged in full-time employment not a part of his course and provides additional limitations by fixing maximum amounts which may be received by a veteran in the form of subsistence allowance and compensation for productive labor, combined. Where subsistence allowance was not in course of payment on August 8, 1946, because of the holding of A. D. 603, subsistence allowance, if in order under the restrictions in the proviso to paragraph 6 of the act, will be authorized as of August 8, 1946 or as of a subsequent date from which subsistence allowance is shown to be payable.

(3) Any veteran pursuing a course of education or training at any approved educational or training institution will not be entitled to any subsistence allowance if he received compensation for productive labor in excess of the rate of \$175 per month as to a veteran without a dependent or dependents, or \$200 per month as to a veteran with a dependent or dependents. If such compensation is less than the applicable amount, the veteran may receive subsistence allowance at a rate not to exceed the difference—subject, of course, to the limitations in effect with respect to pursuance of part-time courses and with respect to differential between wage rates of the trainee and the trained worker.

(4) In determining whether the proviso to paragraph 6 of the act will affect payments, the total of compensation received from productive labor will be prorated over an entire period of reporting (not exceeding 12 months in length) to determine whether the rate of the sum of subsistence and compensation exceed the \$175 or \$200 limitation. Where adjustment in the rate of subsistence allowance is in order the appropriate rate will likewise be a uniform amount for the entire period covered by the report.

(5) For veterans pursuing cooperative courses consisting of alternating periods of school or college training and training on the job the rate of subsistence allowance to be paid will be arrived at in accordance with the following:

(i) The rate appropriate to that part of the course pursued in a school or college will be adjusted to provide a level rate over a period representing a complete phase of the program, that is, one period of school or college training and one period of on-the-job training. The rate appropriate to that part of the course consisting of on-the-job training will similarly be adjusted to provide a level rate over a complete phase of the program and the results added to obtain

the rate payable over an extended period of time. For example, a married veteran is pursuing a course of training consisting of seven weeks of college training on a full-time basis, alternating with eight weeks of on-the-job training of forty hours weekly. Because of the differential in wages between a trainee and the trained worker the rate of \$50 is payable monthly as subsistence during the time training is pursued on the job. The uniform rate for an entire period of institutional and on-the-job training is \$68.66 monthly computed as follows:

(School) $\frac{7}{15} \times \$90$ -----	\$42.00
(Job) $\frac{8}{15} \times \$50$ -----	26.66
Sum (monthly rate of subsistence payable)-----	68.66 (\$70.00)

In determining whether the proviso to paragraph 6 of the law will affect payments, the total income received from productive labor will also be apportioned over an entire period of reporting to determine whether the rate of the sum of subsistence and compensation from productive labor exceeds the \$200 limitation imposed by the law. If during the eight weeks of on-the-job training the veteran receives \$65 weekly, he has had as wages for productive labor a total of \$520. During his seven weeks at school or college the veteran has had no income from wages. Therefore, the average compensation per week is \$34.66 (\$520 divided by 15 weeks), or \$150.19 monthly (\$34.66 times 4 $\frac{1}{2}$ weeks per month) a rate of compensation which limits subsistence allowance to \$49.81 per month.

(6) For veterans pursuing courses of instruction requiring as a part of such course the instructor to come to the veteran's own establishment, or farm (as in institution-on-farm courses), the number of clock hours of instruction which the trainee receives per week will determine the extent of the part-time course for the purpose of payment of subsistence allowance and tuition. Income from productive labor in this type of training in connection with the veteran's own farm will be represented by the income from the farm operations as developed by the accounting in the farm management course and as certified by the trainee and the instructor.

(7) Veterans pursuing courses of instruction wherein the veteran enrolls with the institution and receives his on-the-job portion of the course on a farm under an employer-trainer who has been secured by the Veterans Administration under a 1904 agreement will receive subsistence allowance under the criteria established for on-the-job training.

(e) In making initial adjustments in the rate of subsistence allowance to veterans pursuing courses on August 8, 1946 the following procedure will be followed:

(1) As trainee's reports of compensation for productive labor being distributed with each subsistence check dispatched in August, September and October are received in the regional office they will be reviewed for the purpose of determining whether an adjustment in the amount of subsistence allowance is in order and filed alphabetically in a special file. (See paragraph (e) (5) of this section.)

(2) Arrangements are being made for the appropriate disbursing office of the Treasury to provide each regional office with a run of addressograph plates of subsistence checks dispatched in October 1946 prepared on plain cards, 3 x 5 size if practical. These cards filed alphabetically will serve as a temporary diary file.

(3) Beginning on November 6, 1946, trainees' reports of compensation for productive labor will be reviewed, and where reports cover the complete period the diary card will be removed from the file. Payments to those veterans represented by cards remaining in the file on November 12, when the review must be completed, will be suspended. A mimeographed letter will be prepared by the regional office and forwarded to each veteran whose subsistence allowance payment is suspended informing him of the reason therefor and advising him that payments will not be resumed until a report is received concerning the rate of compensation, if any, received by him by reason of employment. An original and two carbon copies will be made of each letter, the original being dispatched to the veteran, the first carbon copy being forwarded to Finance Division appropriately stamped as a notice of suspension and the second carbon copy retained in Registration and Research for use in notifying Finance Division of the lifting of the suspension when such action is in order. As delinquent reports are received, Finance Division will be notified of the lifting of the suspension or of an adjustment when in order, in the rate of subsistence allowance payable.

(4) Where no amendment in subsistence allowance is in order upon the basis of the veteran's report or other evidence of compensation for productive labor the registration officer will mark the report "no amendment" and affix his initial and the date of his action.

(5) Amended authorizations on Form 1907c, when in order, will be made upon the basis of the monthly rate of compensation for productive labor as shown by the veteran's report for the period from August 8, 1946, through October 31, 1946. Reductions in the amount of subsistence allowance otherwise payable and discontinuance of subsistence allowance by reason of the receipt of compensation for productive labor will be upon the basis of the facts found in any case and without regard to the provisions of previous instructions, notably § 36.205 (c) (4). If the veteran submits a report of compensation received for productive labor in any of the months of August, September or October warranting a change in his rate of subsistence allowance amended authorization will be made in accordance with facts shown. The Veterans' Administration will endeavor to arrange collection of excess payments so as not to work undue hardships to the veterans concerned.

(6) Trainee's Report of compensation for productive labor will be filed in the veteran's R & E folder upon completion of the review.

(7) Discontinuance of payments of subsistence allowance to any veteran pursuing a course of training on the job where it is found by the Education and Training Section that his course fails to

meet the standards of this amendment will be effective the date of notification by the Education and Training Section of its action. It will not be assumed by Registration and Research Section, in the absence of such a finding, that a course fails to meet the standards but in any case where it is concluded a question should be raised the case will be referred to the Education and Training Section for determination.

(8) For veterans now pursuing courses and who are receiving or are entitled to receive subsistence allowance under the provisions of existing instructions, authorizations for the period November 1, 1946 to the month of the review as provided in paragraph (g) of this section will be entered in the rate justified by the evidence in file, including the Trainee's Report of compensation for productive labor or an estimate furnished by him of his expected earnings.

(f) (1) In subsequent adjustments and new cases the rates of subsistence allowance payable under the proviso to paragraph 6 of the act will be determined for any periods upon the best available evidence including the veteran's estimate of anticipated compensation to be received from productive labor, his report of the actual compensation received during the immediately preceding period, the employer's certification as to the compensation paid during the immediately preceding period and/or that expected to be paid for the current period. The rate having thus been fixed will remain effective for the current period or until there is of record evidence warranting a change in rate. Changes in the rate will be effective in accordance with the facts found, but reductions in rate shall not be made effective prior to the first day of the calendar month in which the report is due or the first day of the calendar month in which the evidence warranting a reduction is received, whichever is the earlier.

(2) In the cases of veterans who initially enter a course of education or training or who re-enter a course subsequent to August 8, 1946, subsistence allowance payments will be authorized in the amounts warranted in accordance with foregoing.

(i) As to veterans entering or re-entering courses in schools, colleges and universities, managers are authorized to devise and distribute immediately a form for local use in securing a report of anticipated compensation from productive labor. Standard Form 7-1961 will be initially distributed as soon as available. Managers will instruct all institutions to require all veterans to execute Form 7-1961 or the temporary form on entering or re-entering a course. The institution will attach the form to the certificate of enrollment or re-enrollment and forward it to the regional office of the Veterans Administration promptly on the commencement or re-commencement of training. An authorization of subsistence allowance in any case will be upon the basis of the evidence concerning anticipated income from employment as shown by this report. If other evidence is in conflict therewith the matter will be referred to the training officer for reconciliation. For a reasonable period and until institutions are instructed to re-

quire the execution of such forms, subsistence allowance will not be withheld to veterans entering full-time courses in the absence of evidence indicating that subsistence allowance, in combination with compensation for productive labor will exceed \$175 or \$200 monthly as applicable. In any such cases there will be obtained through the appropriate training officer the report from the veteran within a sixty day period following his entrance into training and an adjustment made, if in order, according to the facts shown.

(ii) In case of veterans pursuing training in schools, colleges or universities, subsistence allowance will be authorized for the period covered by the enrollment and the rate determined in accordance with the foregoing in the absence of any subsequent evidence justifying an amendment in the rate. In cases of veterans in institutions operating on a term or semester basis a report will be required at intervals of not greater than once each term or semester showing compensation for productive labor. In all other institutional cases periodic reports will be required in accordance with paragraph (g) of this section.

(iii) For veterans entering or re-entering courses of training on the job, cooperative courses and institutional-on-farm courses, subsequent to August 8, 1946, subsistence allowance will not be authorized in the absence of evidence indicating the anticipated monthly compensation for productive labor. Pending the initial distribution of Form 7-1962, regional managers will take such action as is necessary to obtain a report from each veteran entering or re-entering such courses of training showing his anticipated compensation from productive labor. The report will make provision for certification by the employer as to the correctness of the report. For veterans entering or re-entering courses of training on the job in establishments appropriately approved on August 8, 1946, subsistence allowance will not be withheld pending recertification or disapproval of the course in accordance with the procedures set out in § 36.271. Upon the disapproval of any course, subsistence allowance will be discontinued to veterans enrolled therein and will not thereafter be authorized in the case of a veteran entering such a course. Current listings will be maintained showing disapproved courses and recertified courses for the guidance of Registration Officers.

(iv) Subsequent reports and adjustments of subsistence allowance will be made in these cases at four-month intervals in accordance with the provisions of paragraph (g), unless there is prior evidence requiring an adjustment.

(v) With each original notice of authorization of subsistence allowance (V. A. Form 7-506) there will be attached a notice to the veteran containing information similar to that provided in the notice enclosed in the checks for August, September and October 1946.

(g) (1) Following November 1, 1946, the case of each veteran pursuing on-the-job training, cooperative training or institutional-on-farm training who has applied for the payment of subsistence allowance will be reviewed at four-month intervals.

(2) Reports of compensation for employment and anticipated compensation will be required on Form 7-1963 at the end of the four-month period. Cases will be reviewed in accordance with the schedule based upon the terminal digit of the veteran's C-number as follows:

(i) All cases in which the C-number ends in 0 or 1 will be reviewed in January, May and September; ending in 2 or 3, will be reviewed in February, June and October; ending in 4, 5 or 6, will be reviewed in March, July and November; ending in 7, 8 or 9, in the months of April, August and December.

(3) Diary file with the name and C-number of each case to be reviewed under this paragraph will be set up and maintained in order to insure the receipt of the report and the review of the case in the appropriate months.

(4) Approximately fifteen days prior to the first day of the month in which the report is desired from the veteran, there will be forwarded to him Form 7-1963 on which he will make his report.

(i) Monthly report of wages from the employer-trainer will not be required after periodic reports are instituted under the provisions of this section.

(5) Review of cases of veterans pursuing courses in schools, colleges and universities will be in accordance with paragraph (f) (2) (iii) of this section.

(6) If in any case the report of the veteran on Form 7-1963 has not been received at the expiration of a period of ten days after its due date, the Finance Division will be requested to suspend payments on the subsistence allowance account and to hold the case in a suspended status pending execution and receipt of Form 1907c showing interruption or discontinuance, or receipt of notice from V. R. & E. Division to remove suspension.

(h) Effective dates of adjustments and discontinuances of subsistence allowance will be upon the basis of the facts found in any case (see paragraph (f) (1) and notwithstanding the provisions of previous instructions, notably § 36.205 (c) (4), and any over-payments created will be dealt with according to the effective procedures having to do with over-payments.

(i) (1) Where a course of training or education is discontinued and the reported compensation for productive labor plus subsistence allowance paid is in excess of the limitations of the law Form 1907c will be executed to amend and discontinue subsistence allowance according to the facts and without regard to § 36.205, as amended.

(2) In the case of a notice of an interruption of a course, Form 1907c will be executed to show an interruption only. If such a case remains in this status for longer than four months it will be classified as a discontinued case and necessary action taken accordingly.

(58 Stat. 284; 38 U. S. C. 693; Public Law 679, 79th Congress)

[SEAL]

OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

AUGUST 27, 1946.

[F. R. Doc. 46-15956; Filed, Sept. 5, 1946;
11:16 a. m.]

PART 36—REGULATIONS UNDER SERVICEMEN'S READJUSTMENT ACT OF 1944

OPERATIONS OF STATE COOPERATING AGENCIES AND OTHERS CONCERNED WITH ADMINISTRATION OF TITLE V OF SERVICEMEN'S READJUSTMENT ACT OF 1944

The following regulations under the Servicemen's Readjustment Act of 1944 are hereby canceled and superseded, effective October 1, 1946:

§ 36.507 *Time and frequency of allowance payments.* Allowances for unemployment shall be paid at the intervals prescribed for unemployment compensation payments by the law or regulations of the agency. Allowances for self-employment shall be paid following the receipt of valid claims.

§ 36.510 *Allowance checks, repayments, etc.* No change in (a).

(b) Repayment to the agency of the amount of readjustment allowances paid veterans will be made promptly following receipt of certified vouchers (Standard Form 1034) by the agent. Form 1034 will show the designation of the fund to be credited, the total amount to be repaid, the period covered, etc., and will be supported by a schedule or list of the individual items totaling the amount of the repayment claimed.

§ 36.514 *Allowances to the self-employed.* No change in (a) to (f), inclusive.

(g) Each such claim that is allowed shall be processed for payment by the state agency in accordance with procedures established similar to those under which payments of readjustment allowances are made to unemployed veterans and in accordance with § 36.510, as amended.

(58 Stat. 284; 38 U. S. C. 693)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

AUGUST 29, 1946.

[F. R. Doc. 46-15958; Filed, Sept. 5, 1946;
11:16 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter C—Motorboats, and Certain Vessels
Propelled by Machinery Other Than by Steam
More Than 65 feet in Length

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in me by R. S. 4405, as amended, 54 Stat. 163-167 (46 U. S. C. 375, 526-526t), and Reorganization Plan No. 3 of 1946 (11 F. R. 7875), the following amendments to the regulations are prescribed and shall be made effective upon the date of publication of this order in the FEDERAL REGISTER:

PART 24—GENERAL PROVISIONS

Section 24.10, *Definition of terms* is amended in paragraphs (f) and (i) by changing the title "District Coast Guard

Officer" to "Coast Guard District Commander."

PART 27—REQUIREMENTS FOR MOTORBOATS AND MOTOR VESSELS OF MORE THAN 15 GROSS TONS CARRYING PASSENGERS FOR HIRE

FIRE EXTINGUISHING EQUIPMENT

Section 27.3-4, *Vessels carrying motor vehicles* is amended by changing in paragraph (c) the title "District Coast Guard Officer" to "Coast Guard District Commander."

PART 28—SPECIFICATIONS AND PROCEDURE FOR APPROVAL OF EQUIPMENT

LIFESAVING EQUIPMENT

Section 28.4-9, *Factory inspections* is amended in paragraphs (a) and (b) by changing the title "District Coast Guard Officer" to "Coast Guard District Commander."

PART 29—NUMBERING OF UNDOCUMENTED VESSELS

1. Section 29.8 (a) is amended to read as follows:

§ 29.8 *Procedure relating to numbering of undocumented vessels.* (a) Application for a certificate of award of number shall be made by the owner of an undocumented vessel to the Officer in Charge, Marine Inspection, having jurisdiction over the area in which the vessel is owned. The application shall be supported by documentary evidence of ownership. A number will be awarded by the Officer in Charge, Marine Inspection, upon receipt of application, and a letter, in lieu of the certificate, will be issued by him authorizing the vessel to be operated pending issuance of the certificate.

2. Section 29.8 is further amended in paragraphs (d), (e), and (g) by changing the title "District Coast Guard Officer" to "Coast Guard District Commander."

Subchapter P—General Provisions

PART 157—ENFORCEMENT

Section 157.1, *Reports of violations* is amended by changing the title "District Coast Guard Officer" to "Coast Guard District Commander."

Dated: September 4, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 46-15907; Filed, Sept. 4, 1946;
3:02 p. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 7425 and 7427]

JOSEPH T. CONNOLLY ET AL.

ORDER AMENDING ISSUE

In re application of Joseph T. Connolly, George Lewis and David P. Gullette, Williamsport, Pennsylvania, File No. B2-P-4298; Harry J. W. Klessling, Carl F. Stroehmann, Frank E. Plankenhorn, and William P. Wilson d/b as Wil-

liamsport Radio Broadcasting Associates, Williamsport, Pennsylvania, File No. B2-P-4549; for construction permit.

The Commission having under consideration a petition filed August 23, 1946 by Joseph T. Connolly, George Lewis and David P. Gullette, Williamsport, Pennsylvania requesting leave to amend its application for construction permit (File No. B2-P-4298, Docket No. 7425) so as to substitute the Lycoming County Broadcasting Company as the applicant in place of the named individual applicant; and to make other changes as follows:

(a) Change paragraphs 1, 4, 6, 8, 9 inclusive of the application to show the substitution of the Lycoming Broadcasting Company as the applicant in place of the individual named partners and to supply information concerning the corporation, its stockholders and directors;

(b) Change paragraph 12 to show revised information on applicant's financial qualifications and plans for financing station;

(c) Change paragraphs 13-15, inclusive to show revised information on applicant's other business interests and control over station;

(d) Change paragraphs 30-33 to show revised information on proposed programming and staffing of station;

as more particularly appears from the amendment filed simultaneously with the petition;

It is ordered, This 30th day of August 1946, that the petition for leave to amend be, and it is hereby, granted; and the said amendment filed simultaneously with the petition covering the matters hereinabove described be, and it is hereby, accepted;

And it is further ordered, On the Commission's own motion that Issue 1 of the Commission's Order of March 7, 1946 insofar as it relates to the "legal, technical, financial and other qualifications of the applicant partnership and of its individual partners" be and it is hereby amended to read "legal, technical, financial and other qualifications of the applicant corporation."

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46-15944; Filed, Sept. 5, 1946;
9:53 a. m.]

BROADCASTING SERVICE ORGANIZATION, INC. (WORL)¹

PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on August 26, 1946, there was filed with it an application (B1-TC-506) for its consent under Sec. 310 (b) of the Communications Act (47 U. S. C. A. 310) to the proposed transfer of control of Broadcasting Service Organization, Inc. (WORL) Boston, Massachusetts, from Harold A. Lafount, Sanford H. Cohen and George Cohen to Bitner Broadcasting Company (a Massachusetts corpora-

¹ Sec. 1.364, Part I, Rules of Practice and Procedure.

tion) 75 Federal Street, Boston 10, Massachusetts. The proposed transfer of control of the above-mentioned company is based upon an agreement of August 6, 1946, between the above indicated transferors and Laurence S. Bitner and Dominic J. Perri acting as purchasers. The contract provides for the sale of all the stock of the licensee (1,000 shares of Class A preferred and 1,000 shares of Class B common), at a stated purchase price of \$200,000. Of this amount, \$50,000 was paid at the time of the execution of the agreement and the balance is to be paid at closing fixed by the contract as 15 days after Commission approval. Certain adjustments are detailed in the contract. Purchasers shall also pay the sellers in addition to the above purchase price the amount by which the assets (exclusive of fixed assets) exceed liabilities. The total purchase price, however, is not to exceed \$300,000. Further information concerning the application and arrangements between the parties may be found from an examination of the papers which are on file at the offices of the Commission.

On July 25, 1946, the Commission adopted Rule 1.388 setting out the procedure to be followed in the handling of assignment and transfer applications including provision for public notice by applicant and the Commission of the filing of such applications and pertinent details in cases where controlling interest is involved. Pursuant thereto the Commission was advised on August 26, 1946, that notice concerning the filing of the application would be inserted in the "Boston Globe" a newspaper of general circulation in Boston beginning August 28, 1946.

In accordance with the procedure outlined in Rule 1.388 no action will be had upon the application for a period of 60 days from August 28, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract. (Secs. 310 (b), 48 Stat. 1086; 47 U. S. C. A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46-15943; Filed, Sept. 5, 1946;
9:52 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Corrected S. O. 586]

UNLOADING OF LUMBER AT MILWAUKEE, WIS.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of August A. D. 1946.

It appearing, that 5 cars, containing lumber, at Milwaukee, Wisconsin, on the Minneapolis, St. Paul & Sault Ste. Marie Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists re-

quiring immediate action. It is ordered, That:

(a) *Lumber at Milwaukee, Wisconsin, be unloaded.* The Minneapolis, St. Paul & Sault Ste. Marie Railway Company, its agents or employees, shall unload immediately the following cars containing lumber on hand at Milwaukee, Wisconsin, consigned to Allis-Chalmers Manufacturing Company:

C&NW	75324	CP	223978
Mil	701095	PM	93187
GN	67148		

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the Minneapolis, St. Paul, & Sault Ste. Marie Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-15985; Filed, Sept. 5, 1946;
11:23 a. m.]

[S. O. 593]

UNLOADING OF HAY AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of September A. D. 1946.

It appearing, that four cars containing hay, at New Orleans, Louisiana, on the Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, That:

(a) *Hay at New Orleans, Louisiana, be unloaded.* The Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans, its agents or employees, shall unload immediately the following cars of hay now on hand at New Orleans, Louisiana:

NYC	119890	NYC	117740
CN	478394	SLSF	150944

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by

paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately, and that a copy of this order and direction shall be served upon The Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans and upon the Association of American Railroads, Car Service Division, as agent of the Railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-15986; Filed, Sept. 5, 1946;
11:23 a. m.]

[S. O. 594]

UNLOADING OF HAY AT NEW ORLEANS, LA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of September A. D. 1946.

It appearing, that six cars containing hay at New Orleans, Louisiana, on the New Orleans and Northeastern Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, That:

(a) *Hay at New Orleans, Louisiana, be unloaded.* The New Orleans and Northeastern Railroad Company, its agents or employees, shall unload immediately the following cars loaded with hay now on hand at New Orleans, Louisiana:

IC	37842	GN	45723
GTW	587962	NH	31111
CNW	50936	L&N	11958

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the New Orleans and Northeastern Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission

at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-15987; Filed, Sept. 5, 1946;
11:23 a. m.]

[S. O. 596]

UNLOADING OF COMMODITIES AT WINONA, MINN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of September A. D. 1946.

It appearing, that nine cars containing various commodities at Winona, Minnesota, on the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered That:

(a) *Commodities at Winona, Minnesota, be unloaded.* The Chicago, Milwaukee, St. Paul and Pacific Railroad Company, its agents or employees, shall unload immediately the following cars on hand at Winona, Minnesota, consigned to East End Coal Company:

Initials and No.	Contents
CNW 65733	Coke.
MILW 95434	Coal.
CBQ 192913	Do.
CBQ 192826	Do.
GN 73102	Briquets.
B&O 370723	Cement.
NYC 72825	Coal.
CBQ 191450	Do.
GN 73150	Briquets.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction be served upon the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-15988; Filed, Sept. 5, 1946;
11:23 a. m.]

[S. O. 598]

UNLOADING OF COAL AT WINONA, MINN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of September A. D. 1946.

It appearing, that car SAL 98467 containing coal at Winona, Minnesota, on the Chicago, Burlington & Quincy Railroad company, has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

(a) *Coal at Winona, Minnesota, on C. B. & Q. R. R., be unloaded.* The Chicago, Burlington & Quincy Railroad, its agents or employees, shall unload immediately car SAL 98467, containing coal, on hand at Winona, Minnesota, consigned to the Botsford Lumber Company.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction be served upon the Chicago, Burlington & Quincy Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-15989; Filed, Sept. 5, 1946;
11:23 a. m.]

[S. O. 599]

UNLOADING OF COAL AT WINONA, MINN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of September A. D. 1946.

It appearing, that car C&O 52732 containing coal at Winona, Minnesota, on the Green Bay and Western Railroad Company, has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

(a) *Coal at Winona, Minnesota, on G. B. & W. R. R., be unloaded.* The Green Bay and Western Railroad Company, its agents or employees, shall unload immediately car C&O 52732, containing coal, now on hand at Winona,

Minnesota, consigned to the O'Brien Coal Company.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction be served upon the Green Bay and Western Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-15990; Filed, Sept. 5, 1946;
11:23 a. m.]

[S. O. 479, Special Permit 16]

STANDARD REFRIGERATION ON POTATOES FROM PECONIC, L. I., N. Y.

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F. R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 479 insofar as it applies to the furnishing of standard refrigeration for FGE 37417, potatoes, to be shipped September 4, 1946 from Peconic, L. I., by Atlantic Commission Co. consigned Atlantic Commission Co., care of A&P., Tampa, Fla., routed LI-PRR-RF&P-SAL. The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 3d day of September 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-15984; Filed, Sept. 5, 1946;
11:23 a. m.]

OFFICE OF PRICE ADMINISTRATION.

(Rev. SO 119, Amdt. 3 to Order 72)

A. O. SMITH CORP.

DETERMINATION OF MAXIMUM PRICES

Amendment No. 3 to Order No. 72 Under Revised Supplementary Order No. 119. Docket No. 8123-119-84. A. O. Smith Corporation, Milwaukee, Wisconsin.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119; *It is ordered:* That Order No. 72, as amended, under Revised Supplementary Order No. 119 be amended in its entirety to read as follows:

(a) *Maximum prices for the A. O. Smith Corporation of Milwaukee, Wisconsin.* (1) The A. O. Smith Corporation of Milwaukee, Wisconsin, shall determine its maximum prices for its following lines of electric fired storage water heaters and accessories and repair parts therefor by increasing by the percentage indicated its prices in effect on October 1, 1941, to each class of purchaser:

	Percent
E Line.....	25
Smithway Line.....	9.8

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as its maximum prices to each class of purchaser its properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(b) *Resellers Maximum Prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the percentage increase in cost to them resulting from the increase granted the manufacturer by this order.

(c) *Notification to All Purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Amendment No. 3 to Order No. 72 under Supplementary Order No. 119 authorizes an increase in October 1, 1941, net prices, for sales of electric fired storage water heaters and accessories and repair parts therefor manufactured by this company, as follows:

	Percent
E Line.....	25
Smithway Line.....	9.8

Resellers (but not manufacturers who purchase such items for use in the manufacture

of other products) may add to their existing maximum prices the percentage increase in cost to them resulting from the adjustment granted by Order No. 72, as amended.

(d) All requests for relief not granted herein are denied.

(e) This order, as amended, may be amended or revoked by the Price Administrator at any time.

This amendment shall become effective September 5, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15858; Filed, Sept. 4, 1946;
11:23 a. m.]

[MPR 188, Order 5151]

AUTUMN WOOD PRODUCTS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Autumn Wood Products, 59 Myrtle Avenue, Brooklyn 1, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
Lacquered and enamel pine, maple, or poplar animal figure juvenile lamps with paper parchment shades.	A, B, C, D, E.	Each \$3.40	Each \$4.00	Each \$7.20

These maximum prices are for the articles described in the manufacturer's application dated August 14, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. Brooklyn, New York, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made

until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of September 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15853; Filed, Sept. 4, 1946;
11:23 a. m.]

[MPR 188, Order 5152]

GOOD LIGHT LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by the Good Light Lamp Company, 1235 Vine Street, Philadelphia, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumers
		Jobbers	Retailers	
7" and 8" decorated paper lamp shade. Same as above—with ribbon bows.	7"-8" 7"-8"-B.	Each \$0.17 2134	Each \$0.20 .25	Each \$0.35 .45

These maximum prices are for the articles described in the manufacturer's application dated August 1, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. Philadelphia, Pennsylvania, 2% 10 days,

net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of September 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15854; Filed, Sept. 4, 1946;
11:23 a. m.]

[2d Rev. MPR 191, Order 1]

COTTON LINTERS

AUTHORIZATION OF SALES AT ADJUSTABLE MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 3 of MPR 191, it is ordered:

Any processor may deliver or agree to deliver to a dealer or an industrial user and any dealer and importer may deliver or agree to deliver to an industrial user cotton linters at a price to be adjusted upward in accordance with action that may hereafter be taken by the Office of Price Administration, changing the existing maximum prices for sales by a processor or a dealer or an importer of such cotton linters. However, no seller shall receive payment of more than the presently established maximum price for sales of such cotton linters unless and

until the Office of Price Administration changes existing maximum prices.

This order may be amended or revoked by the Administrator at any time.

This order shall become effective September 4, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15849; Filed, Sept. 4, 1946;
11:24 a. m.]

[MPR 188, Order 5154]

GIBRALTAR MANUFACTURING CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; it is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Gibraltar Manufacturing Company, Incorporated, 403 Communipaw Ave., Jersey City, 4, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		
		Jobbers	Retailers	any person to consumers
24" hand decorated china table lamp with metal mounting.	206, 7, 8, 9, 210, 11.	Each \$5.10	Each \$6.00	Each \$10.80
24" hand decorated china table lamp, onyx lustre finish with metal mounting.	212, 13, 14, 215, 16, 17.	5.95	7.00	12.60
Crystal table lamp, gold finish.	310, 11, 12.	2.85	3.35	6.03
Crystal table lamp, gold finished mounting.	313, 14, 15.	2.30	2.70	4.86
Plated torchier, bronze finish, no reflector.	400-----	8.29	9.75	17.55
Plated torchier, bronze finish, with onyx insert, no reflector.	401-----	9.14	10.75	19.35
Plated torchier, gold finish, no reflector.	402-----	9.35	11.00	19.80
Plated torchier, gold finish with onyx insert, no reflector.	403-----	10.20	12.00	21.60
Plated 6-way floor lamp, bronze finish with glass diffuser.	405-----	9.14	10.75	16.45
Plated 6-way floor lamp, bronze finish, onyx insert with glass diffuser.	406-----	9.99	11.75	21.15
Plated 6-way floor lamp, gold finish, with glass diffuser.	407-----	10.20	12.00	21.60
Plated 6-way floor lamp, gold finish, onyx insert, with glass diffuser.	408-----	11.05	13.00	23.40

These maximum prices are for the articles described in the manufacturer's application dated August 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales

to persons other than consumers they are f. o. b. Jersey City, New Jersey, 2% 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of September, 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15856; Filed, Sept. 4, 1946;
11:24 a. m.]

[MPR 188, Order 5153]

BORDEN LAMP SHOP

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; it is ordered:

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Borden Lamp Shop, 2215 W. 158th Street, Gardena, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to—		For sale by any person to consumer
		Jobbers	Retailers	
14" aluminum table lamp shade covered with brown twine and shellacked. Baked white enamel on inside.	800	Each \$6.22	Each \$7.32	Each \$13.18
Do	900	5.67	6.67	12.01
19" aluminum table lamp shade covered with brown twine and shellacked. Baked white enamel on inside.	1200	9.42	11.08	19.94
14" aluminum table lamp shade bronze finish.	1300	5.09	5.99	10.78

These maximum prices are for the articles described in the manufacturer's application dated June 24, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. Gardena, California, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 5th day of September 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15855; Filed, Sept. 4, 1946;
11:24 a. m.]

[MPR 188, Order 5156]

ELECTRIC HOUSEHOLD UTILITIES CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; it is ordered:

(a) *Maximum prices.* This order established maximum prices for sales and deliveries of the Model 200D Thor Automatic dishwasher, manufactured by the Burley Machine Division of the Electric Household Utilities Corporation, 54th Avenue and Cermak Road, Chicago, Illinois, and sold by them on or after the effective date of this order.

(1) For sale and deliveries of the Model 200D Thor Automatic dishwasher by the manufacturer to the classes of purchasers listed below the ceiling prices are as follows:

Article	Maximum prices for sales by the manufacturer to—			
	Distributors	Dealers		
		Zone 1	Zone 2	Zone 3
Model 200D Thor Automatic dishwasher	\$87.42	\$106.49	\$109.47	\$111.33

These ceiling prices are for machines delivered by the manufacturer on or after the effective date of this order. The ceiling prices for sales to distributors are f. o. b. Chicago, Illinois, except that if the machine is produced at the Bloomington, Illinois, plant of the manufacturer its ceiling prices are f. o. b. Bloomington, Illinois. The ceiling prices for sales to dealers are f. o. b. the manufacturer's nearest branch warehouse. In all other respects these prices are subject to the manufacturer's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) The ceiling prices for sales in each zone of the Model 200D Thor Automatic dishwasher by distributors to dealers are as follows:

Zone:	Ceiling prices for sales to dealers
1	\$106.49
2	109.47
3	111.33

These ceiling prices are for machines sold by the manufacturer on or after the effective date of this order. They are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) Ceiling prices for sales in each zone of the Model 200D Thor Automatic dishwasher by dealers to consumers are as follows:

Zone:	Ceiling prices for sales to consumers
1	\$160.75
2	166.75
3	168.75

These prices are for machines sold by the manufacturer on or after the effective date of this order. They are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on any other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.188 of Maximum Price Regulation No. 188 for the establishment of ceiling prices for these sales, and no sales or deliveries may be made until ceiling prices have been authorized by the Office of Price Administration.

(b) *Tagging.* The manufacturer shall attach to every article for which a ceiling price for sales to consumers is established by this order a label which shall state the name of the manufacturer, the model number of the article being sold, its OPA retail ceiling price in each zone, a list of the states in each zone, and a statement that the label may not be removed until the article is sold to a consumer.

(c) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale at wholesale on or after the effective date of this order, the manufacturer shall notify the purchaser in writing of the ceiling prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) *Zones.* For the purposes of this order, Zones 1, 2, and 3 are comprised of the following states:

Zone 1. Minnesota, Iowa, Missouri, Wisconsin, Illinois, Tennessee, Michigan, Indiana, Kentucky, Ohio, Pennsylvania, West Virginia, Virginia, Maryland, New Jersey, Connecticut, Massachusetts, Rhode Island, New Hampshire, Vermont, Maine, South Dakota, Nebraska, Kansas, New York, Delaware and the District of Columbia.

Zone 2. Louisiana, Oklahoma, Mississippi, Arkansas, Alabama, Georgia, North Carolina, South Carolina, and North Dakota.

Zone 3. New Mexico, Arizona, California, Oregon, Nevada, Utah, Colorado, Wyoming, Washington, Montana, Idaho, Texas, and Florida.

(e) *Relationship of this order to Order 4787 of Maximum Price Regulation No. 188.* The ceiling prices established by this order supersede those established by Order 4787 under Maximum Price Regulation No. 188 only with respect to machines sold by the manufacturer on and after the effective date of this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 5th day of September 1946.

Issued this 4th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15857; Filed, Sept. 4, 1946;
11:24 a. m.]

[MPR 188, Order 18]

VENETIAN BLINDS MADE WITH STEEL,
WOOD OR FIBER SLATS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. Purpose of this order. Venetian blinds as set forth below have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation 188. This order is issued under that section, and fixes new ceiling prices for sales of those articles by manufacturers by permitting them to increase their maximum prices properly established under certain provisions of Maximum Price Regulation 188, by a specified price increase factor.

This order also contains provisions establishing new maximum prices for all sellers other than manufacturers, of the article covered by this order.

SEC. 2. Articles covered by this order. The articles covered by this order are all venetian blinds made with steel, wood or fiber slats.

SEC. 3. Manufacturers' maximum prices—(a) Determination of maximum prices. The maximum price for a sale of any of the articles covered by this order by a manufacturer shall be the higher of the applicable of the following:

(1) His maximum price properly established under Maximum Price Regulation No. 188 (exclusive of any permitted increase or adjustment) for sales to each class of purchaser increased by no more than 15 percent in the case of venetian blinds made with steel slats; and by no more than 20 percent in the case of venetian blinds made with wood or fiber slats.

(2) His adjusted maximum price to each class of purchaser properly established under the provisions of Supplementary Order 118.133, or Revised Supplementary Order No. 119 or any Office of Price Administration order other than this order.

(3) His maximum price to each class of purchaser established under Order No. 4332 or Revised Order 4332, under Maximum Price Regulation No. 188.

SEC. 4. Maximum prices of purchasers for resale. (a) The maximum price for a sale by a purchaser for resale of any of the articles covered by this Order shall be the amount of his supplier's invoice, plus the same percentage markup on that amount which he had on the 31st day of March 1946 the "most comparable article" for which he had a properly established maximum price on that date. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the articles being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the articles being priced belong to a class of articles to which, according to customary trade practices an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

(a) The determination of a maximum price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration for as long as the Emergency Price Control Act of 1942, as amended remains in effect.

(b) If a purchaser for resale cannot determine his maximum price under (a) above, he shall apply to the Office of Price Administration for the establishment of his maximum price under § 1499.3 (c) of the General Maximum Price Regulation. A maximum price established in this way will be in line with prices established generally under this order.

SEC. 5. Notification to purchasers for resale. At the time of, or prior to, the first invoice to each purchaser for resale showing a price adjusted in accordance with this order, the seller shall notify the purchaser in writing that he must determine his maximum resale prices for articles covered by this order under section 4 of Order No. 18 under § 1499.159e of Maximum Price Regulation No. 188.

SEC. 6. Terms of sale. Every seller of an article covered by this order must maintain all of his terms, discounts, allowances, and other price differentials in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

A wholesaler or retailer who did not sell venetian blinds during March 1942, or whose discounts, allowances, terms and other conditions of sale have not been thereafter established under OPA regulations, shall allow the same cash discounts, deliver terms, allowances, and other price differentials which his closest competitor, who was distributing venetian blinds during March 1942, is required to allow in accordance with the provisions of this order.

A wholesaler or retailer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section, establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (wholesaler, retailer) when he started to sell venetian blinds and the class of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a wholesaler or retailer who does not have ceiling prices or who did not sell

venetian blinds during March 1942 and does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell venetian blinds during March 1942, does not file an application in accordance with the provisions of this order, or if he fails to provide any of the information required by this order, the Price Administrator may, on his own motion, issue orders under this section fixing ceiling prices, discounts, allowances and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after September 10, 1946.

SEC. 7. Compliance with this order—

(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any of the articles covered by this order at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any venetian blind is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell, or delivery shall be the correct ceiling price for each venetian blind properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale, either alone or in conjunction with any other consideration, even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of venetian blinds to make payment over a period of time; to require him to finance the purchaser through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or part by exchanging, transferring or trading in any other venetian blinds or other commodity. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the commodity exchanged, transferred or traded in, which is less than its reasonable value.

SEC. 8. Credit charges on dealers' sales.

Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless otherwise provided. No such credit charge may exceed that permitted by this section.

(a) Dealers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of venetian blinds may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section shall, for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

(d) "Dealer" refers to a person making sales at retail as defined in the General Maximum Price Regulation.

Sec. 9. Definition. Unless otherwise defined herein or the context otherwise requires, the definitions contained in the General Maximum Price Regulation, and Maximum Price Regulation 188 which ever is applicable, shall apply to all terms used herein.

Sec. 10. Relationship between this order and other orders and regulations. The provisions of this order supersede the provisions of Supplementary Order No. 153 and the General Maximum Price Regulation and of any other regulations or orders issued under that regulation, including orders issued under Supplementary Order No. 133, with respect to resellers' sales and deliveries for which ceiling prices are established by this order only to the extent that they are inconsistent with the provisions of those regulations or orders.

Sec. 11. Delegation of authority. Any Regional Administrator or District Director authorized by the appropriate Regional Administrator, may issue orders under sections 4 and 6 of this order.

Sec. 12. Modification of the provisions of this order. Any provision of this order, as applicable to articles or persons subject thereto, may be modified by order of general applicability issued under this section.

Sec. 13. Revocation or amendment. This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 10th day of September 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15960; Filed, Sept. 5, 1946;
11:20 a. m.]

[MPR 580, Amdt. 3 to Order 140]

MONUMENT MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 3 to Order 140. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-773.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 140 issued under section 13 of Maximum Price Regulation 580 on application of Monument Mills, Housatonic, Massachusetts, is amended in the following respects:

1. Paragraph (a) is amended by deleting the heading "Manufacturer's Unadjusted Selling Price" and substituting therefor the heading "Manufacturer's Selling Price."

2. Paragraph (a) is further amended to increase the uniform retail ceiling prices established by the order for bedspreads. The new cost-price lines are as follows:

Style name	Size	Manufacturer's selling price	Retail ceiling price
May Day.....	Twin.....	\$4.95	\$7.50
	Double.....	4.95	7.50
Window Pane.....	Twin.....	5.50	8.35
	Double.....	5.50	8.35
Irene.....	Twin.....	6.10	9.00
	Double.....	6.10	9.00
Starlight.....	Twin.....	6.54	10.00
	Double.....	6.54	10.00
Hopscotch.....	Twin.....	6.60	10.60
	Double.....	6.60	10.60
Milky Way.....	Twin.....	5.10	9.10
	Double.....	6.05	10.60
Diagonal.....	Twin.....	6.10	10.60
	Double.....	5.60	9.35

3. Paragraph (b) is amended by deleting the word "unadjusted."

4. Paragraph (e) is amended to read as follows:

(e) At the time of or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order and of each amendment thereto issued prior to the date of such delivery. Within 15 days after the effective date of any subsequent amendment to the order, the seller shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the seller had delivered any article the sale of which is affected in any manner by the amendment. The seller shall also send a copy to all other purchasers at the time of or before the first delivery of the article subsequent to the effective date of the amendment.

5. Paragraph (h) is hereby deleted from the order.

This amendment shall become effective September 6, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15963; Filed, Sept. 5, 1946;
11:21 a. m.]

[MPR 580, Amdt. 4 to Order 156]

CONGRESS SHIRT CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 4 to Order 156. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-743.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 156 issued under section 13 of Maximum Price Regulation 580 on application of Congress Shirt Company, 141 Essex Street, Boston 11, Massachusetts, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

CANADIAN NORTHWEST PARKAS	
Manufacturer's selling price	Retail ceiling price
\$7.95	\$13.25
CONGRESS MEN'S MACKINAW'S	
\$12.43	\$20.75
8.79	14.75
10.33	17.25
CONGRESS MACPARKA	
\$7.96	\$13.50
6.06	9.95
MEN'S MAINE GUIDE COATS	
\$10.31	\$17.50
BOYS' MAINE GUIDE COATS	
\$8.23	\$13.95
JUVENILE MAINE GUIDE COATS	
\$6.74	\$11.50
CONGRESS FLYCASTER JACKET	
\$8.17	\$13.75

2. Paragraph (a) is further amended to increase the uniform retail ceiling prices previously established by the order for certain Congress Sportswear articles. The new cost-price lines are as follows:

CANADIAN NORTHWEST PARKAS	
Manufacturer's selling price	Retail ceiling price
\$6.35	\$10.50
CONGRESS MEN'S MACKINAW'S	
\$11.64	\$19.50
8.77	14.75
9.40	15.75
8.22	13.75
10.82	17.95
10.47	17.50
9.60	16.50
CONGRESS MACPARKAS	
\$8.92	\$14.95
6.06	9.95
MEN'S MAINE GUIDE COATS	
\$10.96	\$18.50
11.68	19.50
10.31	17.50
10.87	18.50
12.57	21.00

BOYS' MAINE GUIDE COATS

Manufacturer's selling price	Retail ceiling price
\$8.63	\$14.50
9.02	14.95
8.23	13.95
8.65	14.50
10.27	17.50

JUVENILE MAINE GUIDE COATS

\$7.03	\$11.95
7.31	12.50
6.74	11.50
7.05	11.95
8.37	13.95

MEN'S AVIATORS' VEST

\$6.40	\$10.95
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CONGRESS SIDE LINE PARKAS

\$7.18	\$11.95
6.27	10.50
6.92	11.50
6.04	9.95

CONGRESS FLYCASTER JACKET

\$8.34	\$13.95
9.01	14.95
9.35	15.75
7.85	13.50

MEN'S WOOL SHIRTS

\$57.67 doz.	\$7.95 each
53.17	7.50
64.43	8.95
51.19	7.25

BOYS' WOOL SHIRTS

\$50.78 doz.	\$6.95 each
47.66	6.75
46.61	6.50

MEN'S MAINE GUIDE SHIRTS

\$84.63 doz.	\$11.95 each
86.86	12.25
95.03	13.25
68.01	9.50

BOYS' MAINE GUIDE SHIRTS

\$64.67 doz.	\$8.95 each
78.50	10.95
80.54	11.25
88.02	12.25

3. Paragraph (a) is further amended to revise the manufacturer's selling price only for the articles listed and described below:

Article	Lot No.	Manu- facturer's selling price	Retail ceiling price
Men's Maine guide shirt.	541C.....	Dozen \$77.53	Each \$10.95
Boys' Maine guide shirt.	541CY.....	71.87	10.00

4. Paragraph (e) is amended to read as follows:

(e) At the time of or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order and of each amendment thereto issued prior to the date of such delivery. Within 15 days after the effective date of any subsequent amendment to the order, the seller shall send a copy of the amendment to each purchaser to whom, within two months immediately prior to the effective date of such amendment, the seller had delivered any article the sale of which is affected in any manner by the amendment. The seller shall also send a copy to all other purchasers at the time of or before the first

delivery of the article subsequent to the effective date of the amendment.

This amendment shall become effective September 6, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15964; Filed, Sept. 5, 1946;
11:22 a. m.]

[MPR 610, Order 12]

KENWORTH MOTOR TRUCK CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 8 of Maximum Price Regulation 610, It is ordered:

(a) The Kenworth Motor Truck Corporation, hereinafter called the Company, is authorized to sell f. o. b. Seattle, Washington, each new Kenworth truck described in subparagraph (1) at a price not to exceed the total of the following charges:

(1) *Charge for the new truck.* A charge for the new truck not to exceed the applicable list price in the following schedule less the discounts and allowances in effect on March 31, 1942 to the applicable class of purchaser.

Model No. and description	List price f. o. b. factory
521—Chassis, truck; 190" wheelbase; 35,000 pounds gross vehicle weight; standard specifications and equipment as of January 1, 1941, plus the following modification: 10.00 x 20 tires on 8" rims replacing 10.00 x 20 tires on 8" rims.	\$9,333
586—Chassis, truck; 168" wheelbase; 26,300 pounds gross vehicle weight; standard specifications and equipment as of January 1, 1941, for Model 525, plus the following modifications: Air brakes; 10.00 x 20 tires on 8" rims replacing 9.00 x 20 tires on 8" rims; bevel drive rear axle replacing double reduction rear axle.	6,388
587—Chassis, truck; 168" wheelbase; 32,000 pounds gross vehicle weight; standard specifications and equipment as of January 1, 1941, for Model 526, plus the following modifications: Air brakes; 10.00 x 20 tires on 8" rims replacing 10.00 x 20 tires on 8" rims.	6,757

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the applicable list price in the following schedule less the discounts and allowances in effect on March 31, 1942 to the applicable class of purchaser:

Description	List price
Air horn; Grover single tone.	\$21.25
Air shutter; Kysor, automatic.	24.80
Cab, Driver's; enclosed, all steel; with individual nonadjustable bucket seats.	336.75
Indicator, low air pressure and buzzer.	17.75
Transmission, auxiliary; Spicer Model 703.	443.05
Valve, limiting; for application of air to front wheel brakes.	28.35

(3) *Charge for transportation.* A charge for transportation of the truck

and extra or optional equipment not to exceed a charge computed in accordance with the method the Company had in effect on March 31, 1942 plus transportation tax at the current legal rate.

(4) *Charge for taxes.* A charge to cover Federal excise taxes at the current legal rate, computed in accordance with the method the Company had in effect on March 31, 1942, and also State and local taxes, if any, directly imposed upon the sale or delivery of the truck and extra or optional equipment.

(5) *Charge for factory handling and delivery.* A charge to cover factory handling and delivery computed by using the same rate and method the Company had in effect on March 31, 1942 except as provided in the following sentence. In the case of a sale to a user the amount that may be included in the handling and delivery charge for preparing and conditioning operations shall be determined in accordance with section 10 (g) (3) of MPR 610.

(b) *Sales below ceiling to domestic dealers.* In the event the Company sells to domestic dealers below the maximum net price authorized in this order for sales of trucks or extra or optional equipment, it shall so advise the National OPA Office, Automotive Branch, Washington, D. C., in writing within 48 hours and shall immediately comply with the provisions of section 8 (h) of Maximum Price Regulation 610.

NOTE: As required by section 12 of Maximum Price Regulation 610, the company shall notify all resellers of list prices and discounts for the vehicle of base specifications and extra or optional equipment and shall notify resellers that they must use such list prices and discounts in determining maximum prices in accordance with section 10.

(c) A reseller may sell and deliver each new Kenworth truck described in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for the new truck.* A charge for the new truck not to exceed the applicable list price set forth in paragraph (a) (1). The company shall notify all resellers of list prices authorized in this order for new trucks.

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the list price which the Company shall determine in accordance with paragraph (a) (2). The company shall notify all resellers of list prices authorized in this order for extra or optional equipment.

(3) *Other charges.* Other charges permitted by section 10 of Maximum Price Regulation 610 when applicable to the sale.

(d) A reseller may sell and deliver in Puerto Rico or Alaska each of the new Kenworth trucks described in paragraph (a) (1) at a price not to exceed the maximum price it may charge under paragraph (c), to which it may add a sum equal to the expense incurred by or charged to it for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new truck and extra or optional equipment in Puerto Rico or Alaska, when not charged under paragraph (c); export premium; boxing and crating for export purposes; assem-

bly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to the port of embarkation when not charged under paragraph (c); and inland freight from the port of debarkation by the most direct route to the reseller's place of business.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

This order shall become effective September 5, 1946 for Kenworth trucks sold by the company on and after September 5, 1946.

Issued this 5th day of September 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-15965; Filed, Sept. 5, 1946;
11:22 a. m.]

Regional and District Office Orders.

[Region III, Order G-11 Under Gen. Order 68,
Amdt. 1]

STOCK MILLWORK FOR DAYTON, OHIO, AREA

For the reasons set forth in an accompanying opinion and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by General Order No. 68; *it is hereby ordered:*

1. That section 4 (b) of Order No. G-11 be amended to read as follows:

(b) The prices set out in table I¹ are base prices for sales to ultimate users and are subject to the following conditions:

(1) For all sales made to bona fide "resellers on an installed basis", a discount of not less than 2% of the net invoice for payment on or before the tenth of the calendar month following the date of delivery. This discount shall not apply on sales quoted and sold on a contract basis.

(2) Sellers covered hereby may add to the maximum prices listed in Table I hereof the exact amount of their suppliers' increases in price pursuant to Amendment No. 16 to Revised Maximum Price Regulation No. 293, provided such sellers list such price increases with their District Offices of the Office of Price Administration before selling at such increased prices.

(B) That the price lists for fir glass doors (no. 2 quality), fir panel doors, and garage doors contained in Table I of Order No. G-11 be amended to read as set forth in the price lists for these items which are attached hereto and made a part of this Amendment.

This Amendment No. 1 to Order No. G-11 shall become effective June 12, 1946.

Issued: June 12, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15558; Filed, Aug. 29, 1946;
4:29 p. m.]

¹ Filed as part of the original document.

[Region III Order G-27 Under Gen. Order 68,
Amdt. 1]

STOCK MILLWORK ITEMS IN MARION, OHIO, AREA

For the reasons set forth in an accompanying opinion, which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator by General Order No. 68 and pursuant to the provisions of Regional Basic Order No. 1-B under General Order No. 68, *it is hereby ordered:*

1. That Order No. G-27 be amended to read as follows:

For the reasons set forth in an opinion, which has been filed with the Division of the Federal Register, and pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

SECTION 1. *What this order does.* This adopting order establishes dollars-and-cents maximum prices for stock millwork items when sold at retail at or from any point within the Marion, Ohio, Area.

SEC. 2. *Area covered.* For the purposes of this order, the "Marion, Ohio, Area" consists of the Counties of Delaware, Logan, Marion, Morrow, and Union, in the State of Ohio.

SEC. 3. *Applicability of Basic Order No. 1-B.* All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-27 are hereby adopted by, and incorporated by reference into, this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise without other action, be a part of this order.

All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. *Maximum prices.* (a) (i) The maximum prices for certain stock millwork items covered by this order shall be the prices set forth in Table I of Order No. G-27, effective May 16, 1946, which is hereby incorporated by reference into this Order No. G-27, as amended, subject to the discounts and differentials provided in sub-section (c) below. Prices lower than the maximum prices established hereby may, of course, be charged or paid.

(ii) Sellers covered hereby may add to the maximum prices listed in Table I, hereof, the exact amount of their suppliers' increases in price to them by virtue of Amendment 16 to Revised Maximum Price Regulation No. 293, provided such sellers list such price increases with their District Office of the Office of Price Administration before selling at such increased prices.

(b) *Delivery.* (i) The maximum prices established hereby include free delivery.

(ii) No deduction need be made from the maximum prices established hereby where the purchaser elects to make his own delivery.

(c) *Discounts.* Sellers shall allow a discount of not less than two percent of the prices established hereby to all bona

fide resellers on an installed basis where payment for the items is made on or before the tenth day of the month following the month in which the sale was made.

This Order No. G-27 shall become effective May 16, 1946.

Issued May 2, 1946.

2. That the price lists for Fir Doors (No. 2 Quality), Fir Panel Doors, and Garage Doors contained in Table I of Order No. G-27 be amended to read as set forth in the price lists for these items which are attached hereto and made a part of this amendment.

(c) *Effective date.* This Amendment No. 1 to Order No. G-27 shall become effective August 13, 1946.

Issued July 30, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15559; Filed, Aug. 29, 1946;
4:30 p. m.]

[Region III Order G-37 Under MPR 592]

CONCRETE BLOCKS IN NORTHEASTERN OHIO AREA

For the reasons set forth in an accompanying opinion, which has been filed with the Division of the Federal Register, and under the authority vested in the Administrator of Region III of the Office of Price Administration by section 23 of Maximum Price Regulation No. 592, this order is issued:

SECTION 1. *Transactions and area covered by this order.* This order establishes dollars-and-cents maximum prices or pricing methods for sales of concrete blocks when such sales are made at or from any point in the northeastern Ohio area.

SEC. 2. *Area covered.* For the purposes of this order, the "northeastern Ohio area" consists of the Counties of Ashtabula, Trumbull, Mahoning, Stark, Wayne, Portage, Summit, Medina, Tuscarawas, Geauga, Lake, Cuyahoga and Lorain in the State of Ohio.

SEC. 3. *Prohibitions against sales at higher than maximum prices.* No person covered hereby shall sell or offer to sell and no person shall buy or offer to buy, in the course of trade or business, any of the commodities covered by this order at prices greater than the maximum prices established hereby.

SEC. 4. *Producer's maximum prices—*
(a) *Retail sales, f. o. b. plant.* (i) A producer's maximum retail prices, f. o. b. the producer's plant, for sales of the concrete block items for which dollars-and-cents maximum prices are established hereby, shall be those prices set forth in the price list designated as Table I, which is annexed to and made a part of this order.

(ii) *Certain types of concrete blocks not listed herein.* (1) A producer's maximum retail prices, f. o. b. his plant, for hollow load bearing block, grade "B", shall be determined by deducting two cents per block from the price listed in Table I, hereof, for the same size of hollow load bearing block, grade "A".

(2) A producer's maximum retail prices, f. o. b. his plant, for solid load bearing block, grade "A", shall be determined by adding six cents per block to the price listed in Table I, hereof, for the same size of hollow load bearing block, grade "A".

(3) A producer's maximum retail prices, f. o. b. his plant, for solid load bearing block, grade "B", shall be determined by adding four cents per block to the price listed in Table I, hereof, for the same size of hollow load bearing block, grade "A".

(iii) *Sizes and types of concrete blocks not covered hereby.* (1) A producer shall determine his maximum retail price, f. o. b. his plant, for a size or type of concrete block, for which no maximum price is established by this order, by applying the same conversion factor or formula employed for such purposes by the producer in March, 1942, to the price computed under this Order for a concrete block size 8 in. x 8 in. x 16 in.

(2) A producer who was not in business in March, 1942 shall use as his maximum retail price, f. o. b. his plant, for a size or type of concrete block, for which no maximum price is established by this order, the highest price charged by his most closely competitive seller of the same class in March, 1942 for the same commodity, or, if no charge was made for the same commodity, for the most similar commodity.

(b) *Retail sales including delivery.* A producer's maximum retail price for concrete blocks, delivered, shall be determined by adding the appropriate one of the following amounts, per block, depending on the size of the block and the location of the buyer, to the maximum retail f. o. b. price as determined under subsection (a) of this section 4:

[Amount which may be added, per block, for delivery]

	3 and 4 in. block	6 and 8 in. block	10 and 12 in. block
For delivery to points within a radius of 10 miles of the producer's plant.....	\$0.01½	\$0.02	\$0.03
For each additional 10 miles, or fraction thereof, by which the point of delivery is located beyond a radius of 10 miles of the producer's plant.....	.00½	.01	.02

(c) *Wholesale sales, f. o. b. plant.* A producer's maximum wholesale price for concrete blocks, f. o. b. producer's plant, shall be his maximum retail price, f. o. b. plant, as computed under subsection (a) of this section 4, less fifteen percent.

(d) *Wholesale sales including delivery.* A producer's maximum wholesale price for concrete blocks, delivered, shall be his maximum retail price delivered to the dealer's premises, as computed under subsection (b) of this section 4, less fifteen percent.

SEC. 5. Dealer's maximum prices—(a) Retail sales, f. o. b. dealer's yard or delivered. A dealer's maximum retail price for concrete blocks, whether f. o. b. his yard or delivered to his customer's premises, shall be the same as his producer's maximum retail price would be for the same concrete blocks delivered to the

dealer's premises, as computed under subsection (b) of section 4, hereof.

SEC. 6. Discounts and additions—(a) Cash discounts. Seller shall grant discounts of not less than two percent on all sales to contractors or dealers when payment is made on or before the tenth day of the month following the month in which the sale was made.

(b) *Quantity discounts.* No seller shall reduce or discontinue any discount for purchases in quantity which he offered in March 1942.

(c) *Less than truckload sales.* Any producer or dealer may make an additional charge for deliveries in less than truckload quantities, provided such additional charge does not exceed the highest amount charged by the seller in March 1942 for such less than truckload deliveries.

SEC. 7. Computation and posting. (a) Each dealer covered hereby shall, within thirty days of the effective date of this order, compute his maximum retail prices, for all types and sizes of concrete blocks, which he offers for sale, under the pricing provisions of section 5 hereof.

(b) Each dealer covered hereby shall, within thirty days of the effective date of this order, post, in each of his places of business in the northeastern Ohio area, in a manner plainly visible to and accessible by all customers, a list of all the types and sizes of concrete blocks which he offers for sale and his maximum prices therefor, which he has computed pursuant to subsection (a) of this section 7.

SEC. 8. Relationship to other maximum price regulations and orders. The maximum prices and pricing methods established by this order shall supersede any maximum price or pricing method established by the General Maximum Price Regulation with respect to the transactions and commodities covered hereby. This order shall supersede all provisions of Maximum Price Regulation No. 592 to the extent so provided herein. To the extent that they are consistent with this order, all provisions of Maximum Price Regulation No. 592, the General Maximum Price Regulation (except sections 18, 19, and 19a), and of other applicable maximum price regulations and orders, shall apply to transactions and commodities covered by this order. If any seller is unable to price any concrete block item under this order, he shall determine his maximum price for such item under Maximum Price Regulation No. 592 or the General Maximum Price Regulation, whichever is applicable.

SEC. 9. Sales slips and invoices. Every person covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, description of the item sold, and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he shall keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

SEC. 10. Records. Every person covered by this order, regardless of previous cus-

tom, shall keep records concerning each sale covered hereunder showing at least the following information:

- (1) Name and address of buyer.
- (2) Date of transaction.
- (3) Place of delivery.
- (4) Complete description of each item sold and the price charged therefor.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 11. Posting. Every person making sales covered hereby shall post a copy of this order in each of his places of business in the northeastern Ohio area in a manner plainly visible to and accessible by all customers.

SEC. 12. Evasions. The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase, or receipt of any of the commodities covered hereunder, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges, or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942, (except as specifically permitted by this order or applicable regulations).

Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses, and any other enforcement proceedings provided by the Emergency Price Control Act of 1942, as amended.

SEC. 13. Definitions. (a) "Concrete block" is a term which includes, but is not limited to, blocks made of cement and sand, gravel, slag or cinders.

(b) "Person" means an individual, corporation, partnership, association, or any other organized group of persons, its legal successors or representatives, the United States or any other government, or any of its political subdivisions, or any agency of any of the foregoing, and includes subcontractors as well as prime contractors.

(c) "Contractor" means any individual, corporation, partnership, association, or other organized group of persons, engaged in the business of selling material or equipment and, who, in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence.

(d) "Producer" means any person who engages in the manufacture and sale of concrete blocks.

(e) "Seller" means any person making a sale covered by this order.

(f) "Dealer" means any person who buys concrete blocks for resale, other than on an installed basis.

(g) A "retail sale" means a sale by any person to a contractor or other user and not for resale except on an installed basis.

(h) A "wholesale sale" means a sale by any person for resale, other than on an installed basis.

(i) "Hollow load bearing block, grade 'A'," is a concrete block having a compressive strength of 1,000 pounds per square inch gross, in accordance with American Society for Testing Materials Standard Specifications for Hollow Load Bearing Concrete Masonry Units C-90-44.

(j) "Hollow load bearing block, grade 'B'," is a concrete block having a compressive strength of 700 pounds per square inch gross, in accordance with American Society for Testing Materials Standard Specifications for Hollow Load Bearing Concrete Masonry Units C-90-44.

(k) "Solid load bearing block, grade 'A'," is a concrete block having a compressive strength of 1,800 pounds per square inch gross, in accordance with American Society for Testing Materials Standard Specifications for Solid Load Bearing Concrete Masonry Units C-145-40.

(l) "Solid load bearing block, grade 'B'," is a concrete block having a compressive strength of 1,200 pounds per square inch gross, in accordance with American Society for Testing Materials Standard Specifications for Solid Load Bearing Concrete Masonry Units C-145-40.

(m) Where relevant and material, the definitions set forth in Maximum Price Regulation No. 592, the General Maximum Price Regulation, and other applicable maximum price regulations and orders, and in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to terms used in this order.

SEC. 14. *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

SEC. 15. *Effective date.* This Order No. G-37 shall become effective August 14, 1946.

Issued: July 31, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15556; Filed, Aug. 29, 1946;
4:28 p. m.]

[Region III Rev. Order G-1 Under MPR 592]
READY-MIXED CONCRETE IN CLEVELAND,
OHIO, AREA

For the reasons set forth in an accompanying opinion, which has been filed with the Division of the Federal Register, and under the authority vested in the Administrator of Region III of the Office of Price Administration by section 17 and section 23 of Maximum Price Regulation No. 592, this order is issued:

SECTION 1. *Transactions covered by this order.* This order establishes adjusted dollars-and-cents maximum prices and pricing methods for ready-mixed concrete when sold by producers

or resellers and delivered to any point in the Cleveland, Ohio, Area.

SEC. 2. *Area covered.* For the purposes of this order, the "Cleveland, Ohio, Area" consists of the County of Cuyahoga in the State of Ohio.

SEC. 3. *Prohibitions against sales at higher than maximum prices.* No person covered hereby shall sell or offer to sell and no person shall buy or offer to buy, in the course of trade or business, any of the commodities covered by this order at prices greater than the maximum prices established hereby.

SEC. 4. *Producer's maximum prices—*
(a) *Price list.* The maximum prices for standard ready-mixed concrete, when sold by producers, shall be those set forth in Table I,¹ which is annexed to and made a part of this order. The listed prices include an adjustment of seven and one-half percent (7½%) over the adjusted prices established by Order No. G-1, effective December 3, 1945.

(b) *Maximum prices for types of ready-mixed concrete not listed in Table I.* Maximum prices for types of ready-mixed concrete not listed in Table I, hereof, shall be determined under the provisions of Maximum Price Regulation No. 592.

SEC. 5. *Reseller's maximum prices.* (a) The maximum prices of resellers of ready-mixed concrete covered by this order shall be computed by:

(i) Adding to their maximum prices, as of December 2, 1945, the actual amount, in dollars-and-cents, of their suppliers' increase in price to them resulting from Order No. G-1 under Maximum Price Regulation No. 592, effective December 3, 1945, and,

(ii) Multiplying the price determined under subparagraph (i), above, by 1.075.

SEC. 6. *Discounts, allowances and extra charges.* No sellers covered by this order shall discontinue or reduce any discounts or allowances granted during March 1942. Sellers may add to the maximum prices established hereby, charges for extra services customarily added during March 1942 (for example, special charges for fractional cubic yard deliveries, night and Sunday deliveries, and charges for requested admixtures or substitutions of component material parts); *Provided, however,* That such extra charges shall not exceed those made in March, 1942.

SEC. 7. *Relationship to other maximum price regulations and orders.* The adjusted maximum prices and pricing methods established by this order shall supersede any maximum price or pricing method established by the General Maximum Price Regulation with respect to the transactions and commodities covered hereby. This order shall supersede all provisions of Maximum Price Regulation No. 592 to the extent so provided herein. To the extent that they are consistent with this order, all provisions of Maximum Price Regulation No. 592, the General Maximum Price Regulation (except sections 18, 19 and 19a), and of other applicable maximum price regulations and orders, shall apply to transac-

tions and commodities covered by this order. If any seller is unable to price any sale of ready-mixed concrete under this order, he shall determine his maximum price for such sale under Maximum Price Regulation No. 592 or the General Maximum Price Regulation, whichever is applicable.

SEC. 8. *Sales slips and invoices.* Every person covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, description of the item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he shall keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

SEC. 9. *Records.* Every person covered by this order, regardless of previous custom, shall keep records concerning each sale covered hereunder showing at least the following information:

- (1) Names and addresses of buyer and seller
- (2) Date of transaction
- (3) Place of delivery
- (4) Complete description of each item sold and the price charged therefor
- (5) A statement reading as follows: "The prices charged do not exceed the maximum prices established by the Office of Price Administration by Revised Order No. G-1 under Maximum Price Regulation No. 592."

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration, so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Posting.* Every person making sales covered hereby shall post a copy of this order in each of his places of business in the area covered hereby, in a manner plainly visible to and accessible by all customers.

SEC. 11. *Evasions.* The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase, or receipt of any of the commodities covered hereunder, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges, or by tying agreement, or other understanding, or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses, and any other enforcement proceedings provided by the Emergency Price Control Act of 1942, as amended.

SEC. 12. *Definitions.* (a) "Ready-mixed concrete" is the product obtained by the mixing of cement, water and aggregates such as sand, gravel or crushed stone in the producer's plant and delivered in trucks or other conveyances for pouring at a job site.

¹ Filed as part of the original document.

(b) "Standard ready-mixed concrete" is ready-mixed concrete whose component proportions are expressed in numerical symbols historically adopted in trade practice and limited to the kinds described in Table I hereof.

(c) "Zone I" is the area within a radius of 3 miles of the Public Square, Cleveland, Ohio.

(d) "Zone II" is the area within a radius of 6 miles of the Public Square, Cleveland, Ohio, but excluding Zone I.

(e) "Zone III" is the area within a radius of 9 miles of the Public Square, Cleveland, Ohio, but excluding Zone I and Zone II.

(f) "Zone IV" is the area within a radius of 12 miles of the Public Square, Cleveland, Ohio, but excluding Zones I, II and III.

(g) "Producer" means a person making the first sale of ready-mixed concrete.

(h) "Reseller" means any person, other than a producer, making a sale covered by this order.

(i) Where relevant and material, the definitions set forth in Maximum Price Regulation No. 592, the General Maximum Price Regulation, and in other applicable maximum price regulations and orders, shall apply to the terms used herein.

SEC. 13. *Relationship to Order No. G-1.* Subject to the provisions of Supplementary Order No. 40, this Revised Order No. G-1 supersedes Order No. G-1 under Maximum Price Regulation No. 592, and said Order No. G-1 is hereby revoked.

SEC. 14. *Revocation or Amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

SEC. 15. *Effective date.* This Revised Order No. G-1 shall become effective August 6, 1946.

Issued: August 6, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15557; Filed, Aug. 29, 1946;
4:28 p. m.]

[Region III Order G-17 Under MPR 251,
Amdt. 2]

RE-SIDING ON AN INSTALLED BASIS IN
PARKERSBURG, W. VA., AREA

For the reasons set forth in an accompanying opinion which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator by section 9 of Revised Maximum Price Regulation No. 251 and pursuant to the provisions of Regional Basic Order No. 1-B under Revised Maximum Price Regulation No. 251; It is hereby ordered:

1. That Order No. G-17 be amended to read as follows:

For the reasons set forth in an accompanying opinion which has been filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251,

and pursuant to the provisions of Regional Basic Order No. 1-B under Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *What this order does.* This adopting order establishes dollars-and-cents maximum prices for the asbestos-cement siding materials specified in section 4, hereof, when sold installed on residential structures in the Parkersburg, West Virginia Area.

SEC. 2. *Area covered.* For the purposes of this order, the "Parkersburg, West Virginia Area" consists of the Counties of Pleasants, Ritchie, Wirt, and Wood in the State of West Virginia.

SEC. 3. *Applicability of Basic Order No. 1-B.* All the provisions of Basic Order No. 1-B, consistent with this adopting order, No. G-17, are hereby adopted by, and incorporated by reference into, this order and are just as much a part of this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order. All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. *Maximum prices.* The maximum prices for the specified re-siding materials on an installed basis shall be as follows:

	Per sq.
Asbestos-cement, standard surface hardness, standard colors, 12 in. x 24 in. or 12 in. x 27 in.	\$22.10

The above prices include all related materials and services as defined in section 11 of Basic Order No. 1-B under Revised Maximum Price Regulation No. 251.

This Order No. G-17 shall become effective June 5, 1946.

Issued May 27, 1946.

This Amendment No. 2 to Order No. G-17 shall become effective August 6, 1946.

Issued: August 6, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15551; Filed, Aug. 29, 1946;
4:26 p. m.]

[Region III Order G-30 Under MPR 592]

READY-MIXED CONCRETE IN WHEELING,
W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order provides for an adjustment of the maximum prices of ready-mixed concrete produced by producers located in the Wheeling, West Virginia, Area. The maximum prices of resellers are also adjusted herein.

(b) *Area covered.* The Wheeling, West Virginia, Area as used herein, con-

tains all that territory located within the counties of Marshall and Ohio in the State of West Virginia, and the county of Belmont in the State of Ohio.

(c) *Adjustment of producers' maximum prices.* All producers located in the Wheeling, West Virginia, Area are hereby authorized to increase their maximum prices in effect on April 5, 1946, to each class of purchaser, by 11% on all ready-mixed concrete produced by them.

(d) *Adjusted maximum prices of resellers.* Adjusted maximum prices of resellers of ready-mixed concrete produced in the Wheeling, West Virginia, Area shall be determined by adding to their maximum prices in effect on April 5, 1946, to each class of purchaser, the percentage amount of any increase in their net invoiced cost resulting from the adjustment granted the producers by this order.

(e) *Discounts, allowances and extra charges.* (1) All sellers described in this order must continue to maintain discounts, allowances and other price differentials, to each class of purchaser, at least as favorable as those which were in effect on April 5, 1946, and are permitted to add to their maximum prices, as adjusted herein, such charges for extras as were customarily added on April 5, 1946, except as hereinafter provided.

(2) (i) Any producer located within the county of Ohio in the State of West Virginia may make the following additional charges for deliveries beyond Zone 1:

	Delivery charge (Cents per cubic yard)
Deliveries into Zones 2, 3 and 4	25
Deliveries beyond Zone 4	50
Deliveries into unzoned territory	50

¹For each 2 miles.

(ii) Provided that nothing contained herein shall be construed to require deliveries of less than (a) one cubic yard into Zones 1, 2, 3 and 4, or (b) two cubic yards beyond Zone 4.

(iii) As used in this subparagraph (e) (2):

Zone 1. North to First Street, Wheeling—South to underpass at North Benwood and Wetzel Street at Boggs Run—East to the forks of Caldwell's Run (Wheeling Corporation Limits)—East to Schenk's Bridge over Wheeling Creek (Peninsula)—East to the junction of Chapline Street extension and National Road.

Zone 2. North to, but not including, Costanzo Coal Mine Office, South Warwood—East from the junction of Chapline Street extension and National Road to Edgington Lane (not including Glenwood Heights)—East to Dan's Cut up, George's or Left Hand Run—Right Hand Run to Mozart Road Bridge across Caldwell's Run—East from National Road and Schenk's Bridge to Edgington Lane light, including frontage on Edgington Lane light, including frontage on Edgington Lane and Locust Avenue to the B. & O. underpass at Thedah Place—Greggs-ville (Wheeling Corporation Limits) but not including Forest Hills—Underpass at North Benwood to the Benwood-McMeehan Corporation line—Boggs Run to the School House.

Zone 3. From, and including, Costanzo Coal Mine at South Warwood to Costanzo Mine, North Warwood—To the foot of Riley Hill Road—Warwood Terrace—To the Coal Mine up Glen's Run—Glenwood Heights—Edgington Lane to, and including, Springdale, Meadow Estates, Wheeling Park, Cecil Place, Howard Place, and Dunmeyerdale—From

the B. & O. Underpass on Thedah to, and including, Morningside, Clator, Mount DeChantal, and Pleasanton—Forest Hills—To the bottom of Park View Hill—Mozart, Bethlehem, Hervey Heights and Route 250 to Mount Olivet Church—Greggsville to Pogue's Run to Long Run (Far End of Oglebay) including Washington Farms—From Waddell's Run (Pole Cat Hollow) to Oglebay Entrance—Boggs Run to the foot of hill—McMechen to the car barn.

Zone 4. Costanzo Coal Mine in North Warwood to Short Creek Bridge—From Coal Mine on Glen's Run to the forks of Cherry Hill—Riley Hill Road—Stack Yard Road up Hill from Glenwood Heights to hilltop above the river—From Springdale to "S" Bridge, including Burkham Court to Stone Church on Stone Church Road—To the Marshall County line on Big Wheeling Creek—From Bethlehem to, and including, Hillsdale, Route 88—To, and including, Country Club, Route 88—Oglebay Park—Boggs Run from foot of hill to Sherrard—From car barn at McMechen to northern limits at Glendale—Mount Olivet Church to Sherrard, Route 88.

Zone 5. Short Creek Bridge to Beech Bottom (Stop 49, Route 2)—Riley Hill District—Cherry Hill—Betty Zane Place—Shawnee Hills—Windsor Heights—Short Creek to the foot of Airport Hill—Foot of the hill on Pogue's Run to the Hill Top Inn—Oglebay Park to the Hill Top Inn—Peter's Run from Burkham Court to Peter's Run School at Warden's Run—Route 40 to the east end of Triadelphia—Wheeling Creek Road—From the Marshall County line to Langmeyers Bridge across Wheeling Creek—Glendale (Corporation Limits).

Zone 6. Route 2 from Stop 49 north to Wellsburg—Short Creek from foot of Airport Hill to Short Creek School—South fork of Short Creek to Clinton—Dean's Hill to Clinton—Hill top to Clinton—Peter's Run from the School at Warden's Run to hilltop—Dement Road to Dixon's Run Road—Triadelphia to Stone House at Roneys Point—Middle Wheeling Creek to Twilight—Sherard Route 88 to junction of Route 250—McMechen Heights Road—Sherrard to Glendale—All of Moundsville.

Zone 7. Follansbee—Short Creek (North Fork) School to the foot of West Liberty Hill—Clinton to the foot of West Liberty Hill—Route 40 Roneys Point to Valley Grove—Roneys Point (Point Run) to the top of hill—Moundsville to Round Bottom (Junction with old #2)—Route 250 Moundsville to junction Route 88.

Zone 8. Valley Grove to the foot of West Alexander Hill (State Line)—West Liberty to Bethany—Route 250 to Pleasant Valley.

Zone 9. West Alexander—Route 2 to Fish Creek Bridge—Route 250 to Camp Washington.

Zone 10. Route 2 to Creasap—Route 250 to Beeler's Station.

Zone 11. Route 250 to Poplar Springs—Route 2 to Woodland.

Zone 12. Route 250 to Clouston—Route 89 to Rock Lick.

Zone 13. Route 250 to Cameron—Route 89 to Wind Ridge—Route 2 to Kent (Clarington, W. Va.).

(f) *Notification.* The producers described herein, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-30 under section 17 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices of ready-mixed concrete produced by producers located in the Wheeling, West Virginia, Area. Resellers may add to their maximum prices in effect on April 5, 1946, to each class of purchaser, the percentage amount of any in-

crease in their net invoiced cost resulting from the adjustment granted the producers in this order.

(g) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective August 2, 1946.

Issued: August 2, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15552; Filed, Aug. 29, 1946;
4:27 p. m.]

[Region III Order G-30 Under MPR 592,
Amdt. 1]

READY MIXED CONCRETE IN WHEELING,
W. Va. Area

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is ordered that Order No. G-30 under section 17 of Maximum Price Regulation No. 592 be and hereby is amended in the following respects:

(1) Paragraph (c) is amended to read as follows:

(c) *Adjustment of producer's maximum prices.* All producers located in the Wheeling, West Virginia area are hereby authorized to increase their maximum prices in effect on April 5, 1946, to each class of purchaser, by 21% on all ready mixed concrete produced by them.

(2) Paragraph (e) (2) (iii) Zone 2 is amended to read as follows:

(e) *Discounts, allowances and extra charges.* (2) (iii) As used in this subparagraph (e) (2), the following definitions shall apply:

Zone 2. North to, but not including, Costanzo Coal Mine Office, South Warwood—East from the junction of Chapline Street extension and National Road to Edgington Lane (not including Glenwood Heights)—East to Dan's Cut up George's or Left Hand Run—Right Hand Run to Mozart Road Bridge across Caldwell's Run—East from National Road and Schenk's Bridge to Edgington Lane light, including frontage on Edgington Lane and Locust Avenue to the B & O underpass at Thedah Place—Greggsville (Wheeling Corporation Limits) but not including Forest Hills—Underpass at North Benwood to the Benwood-McMechen Corporation Line—Boggs Run to the School House—Wheeling Island.

This Amendment No. 1 shall become effective August 8, 1946.

Issued: August 8, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15553; Filed, Aug. 29, 1946;
4:27 p. m.]

[Region III Order G-40 Under MPR 592]

PRICE BROTHERS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price

Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-40 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of concrete pipe, concrete pilings, and concrete floor and roofing slabs manufactured by the Price Brothers Company of Dayton, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of plain concrete pipe, reinforced concrete pipe and concrete piling manufactured by it shall be its maximum prices in effect on May 17, 1946, increased by 25.5%.

(2) The adjusted maximum prices for sales by the manufacturer of concrete floor and roofing slabs shall be its maximum prices in effect on May 17, 1946, increased by 21%.

(3) The manufacturer shall maintain, on all sales hereby affected, differentials at least as favorable as those which it had in effect in March, 1942.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars and cents amount of any increase in his net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-40 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of maximum prices for sales by the Price Brothers Company, Dayton, Ohio, of concrete pipes, concrete pilings, and concrete floor and roofing slabs manufactured by it. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars and cents amount of any increase in their net invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective July 30, 1946.

Issued: July 30, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15554; Filed, Aug. 29, 1946;
4:27 p. m.]

[Region III Order G-45 Under MPR 592]

VERMILION SAND & SUPPLY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-45 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sales of sand and gravel processed by the Vermilion Sand and Supply Company, of Vermilion, Ohio, hereinafter referred to as the processor. The maximum prices of the processor and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Processor's adjusted maximum prices.* The adjusted maximum prices, f. o. b. dock, for sales by the processor of the subject commodities shall be as follows:

Commodity:	Adjusted maximum price, per ton
Sand and gravel obtained from the Maumee River	\$0.56
Sand and gravel obtained from Lake Erie	.60

(c) *Resellers' adjusted maximum prices.* Any reseller of the commodities for which an adjustment is granted the processor in (b) above may add to his maximum prices in effect on May 4, 1946, to each class of purchaser, the actual dollars-and-cents amount of any increase in his net invoiced cost resulting from the adjustment granted the processor by this order.

(d) *Discounts and allowances.* All sellers described in this order must continue to maintain discounts, allowances, and other price differentials, to each class of purchaser, at least as favorable as those which were in effect on May 4, 1946.

(e) *Notification.* The processor, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-45, under section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by the Vermilion Sand & Supply Company of sand and gravel processed by it. Resellers may add to their maximum prices in effect on May 4, 1946, to each class of purchaser, the actual dollars-and-cents amount of any increase in their invoiced cost resulting from the adjustment granted to processor by this order.

(f) *Revocation.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective August 13, 1946.

Issued: August 13, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-15555; Filed, Aug. 29, 1946; 4:27 p. m.]

[Region VI Order G-13 Under Rev. SO 119]

TRANE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 6 of Revised Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales of flow valves and fittings manufactured by the Trane Company, La Crosse, Wisconsin (hereinafter referred to as the "manufacturer").

(b) *Manufacturer's maximum prices.* For sales covered by Maximum Price Regulation No. 591, the manufacturer's maximum prices for flow valves and fittings shall be the manufacturer's maximum price as of October 1941 plus 21.44 per cent; *Provided, however,* That all increases allowed pursuant to the provisions of Maximum Price Regulation No. 591 shall be offset against the 21.44 per cent increase.

(c) *Jobber's maximum price.* Each jobber of flow valves and fittings manufactured by the Trane Company covered by this order may add to his maximum prices the 21.44 per cent increase charged him by the manufacturer pursuant to the provisions of this order.

(d) *Manufacturer and jobbers must maintain customary discounts, allowances, and handling and delivery charges.*

(e) *Retailer.* Each retailer of flow valves and fittings covered by this order may add to his maximum prices the 21.44 per cent increase charged him by the manufacturer or jobber pursuant to the provisions of this order.

(f) *Notification.* At the time of or prior to the first invoice to the purchaser for resale, the manufacturer shall furnish such purchaser with a copy of this order.

(g) *Definitions.* (1) *Jobber* means any person, except a retailer or an ultimate consumer, who buys flow valves and fittings subject to this order for resale.

(2) *Retailer* is any person who purchases flow valves and fittings subject to this order and sells them to an ultimate consumer.

(h) *Applicability.* The maximum prices established by this order are applicable to all sales and deliveries of flow valves and fittings subject to this order made in the continental United States.

This order may be amended, modified, or revoked at any time.

This Order No. G-13 shall become effective on the 12th day of August 1946.

Issued this 7th day of August 1946.

EARL W. CLARK
Acting Regional Administrator.

[F. R. Doc. 46-15561; Filed, Aug. 29, 1946; 4:31 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 119]

SOLID FUELS IN ROCKFORD, ILL.

An opinion accompanying this amendment has been issued simultaneously

herewith. Appendix 12 to Order No. G-16 under Revised Maximum Price Regulation No. 122, is further amended in the following respects:

Paragraph (b), *Price Schedule*, subsections III and IV, are amended to read as follows:

	Delivered	
	1-ton	½-ton
III. High volatile bituminous coal from District No. 10 (Illinois)		
A. Southern subdistrict, Price Group Nos. 1, 2, and 8, deep machine mines:		
1. Lump, size group No. 1 (all lump coals, bottom size larger than 4", washed or raw)	\$10.38	\$5.69
2. Egg, size group No. 3 (all egg coal, bottom size larger than 2" but not exceeding 3", washed or raw)	10.08	5.54
3. Nut and stove, size group Nos. 4, 5, 6, and 8 (all egg and stove coals, bottom size 2" and smaller, washed or raw)	9.73	5.39
4. Nut, washed or raw, size group Nos. 9-12 inc. and 17-20 inc. (all raw, washed or air-cleaned nut and pea coal, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2")	8.83	4.92
5. Special stoker, size group Nos. 21, 22, and 28 (washed or air-cleaned nut and pea coal, bottom size larger than 1 millimeter, top size not exceeding 2", and dry dedusted special stoker, bottom size larger than 28 mesh and top size, not exceeding 3/8")	9.33	5.17
6. Dedusted screenings, size groups Nos. 26 and 27 (dry dedusted screenings, top size not exceeding 2")	8.73	4.87
7. Raw screenings, size group Nos. 13 and 14 (raw screenings larger than 3/8" x 0 but not exceeding 2" x 0)	8.43	4.72
B. Southern subdistrict price group No. 7:		
1. Washed nut and pea, size group 17-20 inc. (washed or air-cleaned nut and pea coal, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2")	8.38	4.72
2. Washed screenings, size group Nos. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2")	8.23	4.62
C. Belleville and Duquoin subdistricts, price group 10 and 16-22 inclusive:		
1. Lump and egg, size group Nos. 1, 2, and 3 (all lump or egg coals, bottom size larger than 2" washed or raw):		
a. Strip mines	9.08	5.05
b. Deep machine mines	9.28	5.14
2. Washed nut, size group Nos. 17-20 inc. (washed or air-cleaned nut and pea coals, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"):		
a. Strip mines	8.33	4.67
b. Deep machine mines	8.53	4.77
3. Washed screenings, size group No. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2"):		
a. Strip mines	8.08	4.57
b. Deep machine mines	8.28	4.67
IV. High volatile bituminous coal from District No. 11 (Indiana)		
1. Lump, size group No. 1 (all lump coal, bottom size larger than 4"):		
Price group Nos. 6, 15 and 16	10.73	5.88
Price group No. 14	10.61	5.82
2. Egg, size group Nos. 2 and 3 (all egg coal, bottom size larger than 2" but not larger than 4"):		
Price group Nos. 6, 15, and 16	10.28	5.68
Price group No. 14	10.16	5.62
3. Egg, size group Nos. 2 and 3 (all egg coal, bottom size larger than 2" but not larger than 4"): Price group Nos. 7 and 18	9.53	5.28
4. Nut, size group No. 5 (all nut coal, top sizes larger than 2" but not larger than 4"; bottom size larger than 1 1/4" but not larger than 2"): Price group Nos. 7 and 18	9.18	5.13
5. Raw nut and pea, size group 9-12 inclusive (raw nut and pea coal, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"):		
Price group No. 6	9.43	5.23
Price group No. 14	9.31	5.17
6. Washed screenings, size group Nos. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2"): price group No. 13	8.73	4.88

This Amendment No. 119 to Order No. G-16 under Revised Maximum Price

Regulation No. 122 shall become effective August 9, 1946.

Issued this 9th day of August 1946.

EARL W. CLARK,
Regional Administrator.

[F. R. Doc. 46-15562; Filed, Aug. 29, 1946;
4:31 p. m.]

[Region VI Order G-16 Under RMPR 122,
Appendix 43]

SOLID FUELS SOLD AND DELIVERED BY DEALERS IN MONMOUTH, ILL., AREA

(a) *Applicability.* This Appendix No. 43 applies to all delivered sales of solid fuels from retail yards in the city of Monmouth, Illinois where the fuel is delivered to a purchaser located within that city or within a distance of four miles from its boundaries.

(b) *Price schedule.* (1) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds, and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in excess of that for a sale of one ton.

(ii) On domestic delivered sales of more than one ton, for each fraction of a ton sold the price shall be proportional to the price per ton.

PRICE SCHEDULE	Domestic delivered per ton
I. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Lump size group Nos. 1, 2, and 3, all single screened lump coal, bottom size larger than 2":	
(A) Price classification A, except mine index Nos. 49 and 50	\$11.54
(B) Price classifications E through K, except mine index Nos. 124, 125, 460	10.84
(C) Price classifications L through O, except mine index No. 123	10.44
II. High volatile bituminous coal from district No. 9 (western Kentucky):	
1. Lump and egg, size group Nos. 1-6 inclusive (all single screened lump coals and all double screened egg coals, top size larger than 2"):	
(A) No. 6 seam	7.93
(B) No. 14 and stray seams	7.73
(C) Nos. 9, 11, and all other seams (machine mines)	7.53
(D) Nos. 9, 11, and all other seams (hand loading mines)	7.83
2. Stoker, size group Nos. 8-12 inclusive (all raw double screened nut, stoker, and pea coals, top size not exceeding 2" and bottom size larger than 10 mesh or 3/32"):	
(A) No. 6 seam	8.03

No. 174—5

PRICE SCHEDULE—Con. Domestic delivered per ton

III. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict deep machine mines, price group Nos. 1, 2, and 8:	
1. Lump and egg size group Nos. 1-5 inclusive, all lump and egg coals bottom size larger than 1 1/2 washed or raw	\$8.08
2. Mine run size group No. 7 (straight mine run from which no fines have been removed)	7.38
3. Raw chestnut and pea coal, size group No. 9-12 inclusive (all raw nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2")	7.43
4. Special stoker size group Nos. 21, 22, and 28 (all washed or air cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2", also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding 3/8"). Common trade names G-14, Air Flow, Super X, Par Fuel, and De Luxe S. P. Stoker	7.78
5. Dedusted screenings size group Nos. 26 and 27 (all dry dedusted screenings top size not exceeding 2"). Common trade names Universal and Commercial Stoker	7.23
B. Southern subdistrict strip mines. Price Group No. 7: 1. Special stoker size group Nos. 21, 22, and 28 (for description see III A (4) above)	
	7.33
C. Central subdistrict deep machine mines, price group No. 12:	
1. Lump and egg size group Nos. 1, 2, and 3 (all lump and egg bottom size larger than 2" washed or raw)	6.98
2. Washed screenings size group Nos. 23 and 24 (all washed or air cleaned screenings top size not exceeding 2")	6.58
D. Fulton Peoria subdistrict strip mines:	
1. Lump and egg size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw):	
(A) Price group nos. 27 and 28.	6.01
(B) Price group Nos. 24, 25, and 26	5.81
2. Washed chestnut and pea size group Nos. 17-20 (all washed or air cleaned nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"): (A) Price group	5.91
Nos. 27 and 28	
3. Washed screenings size group Nos. 23 and 24 (all washed or air cleaned screenings top size not exceeding 2"): (A) Price group	5.56
Nos. 27 and 28	
IV. High volatile bituminous coal from District No. 11 (Indiana):	
1. Lump and egg size group Nos. 1-5 inclusive (all lump and egg coals bottom size larger than 1 1/2" washed or raw) price group No. 6	8.56
2. Lump and egg size group Nos. 1, 2 and 3 (all lump and egg coals bottom size larger than 2" washed or raw):	
(A) Price group No. 15	8.36
(B) Price group No. 16	8.26
(C) Price group Nos. 7 and 18	7.61
(D) Price group No. 10 mine index 115 only	7.66

PRICE SCHEDULE—Con. Domestic delivered per ton

IV. High volatile bituminous coal from District No. 11 (Indiana)—Continued.	
3. Raw nut and pea coal, size group Nos. 9-12 inclusive (all raw nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2") price group No. 6	\$7.91
V. Pennsylvania anthracite (ash content not in excess of OPA quality standards): 1. Egg, stove, and nut.	
	20.63
VI. Chicago byproduct coke: 1. Egg, stove, and nut.	
	16.85

To the above maximum prices there may be added the Federal transportation tax of 4¢ per ton, and the retailer's occupational tax of the State of Illinois.

To the price of any size or kind of coal subject to Revised Maximum Price Regulation No. 122 not specified in the price schedule above there may be added 55 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this appendix: *Provided*, That the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discount from the net retail prices:

(i) For coal picked up at the yard by a domestic consumer, 50 cents per ton.

For coal picked up at the yard by a reseller, \$1.00 per ton.

(ii) Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by this supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amounts.

Egg, stove, and nut..... \$1.00 per ton

(e) *Additional charges.* Immediately below and a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

	Per ton
Wheel or carry from curb	\$0.50
Carrying up or downstairs	1.00

(f) *Commercial and Steam Sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania Anthracite which has been identified by his supplier prior to its resale as Anthracite

with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip or receipt: "Price reduced because of high ash content." Such Anthracite must be kept separate in storage and delivery from all other Anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department stores and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyers bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122, or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This Appendix No. 43 shall be effective August 16, 1946, but it may be amended, modified, or revoked at any time.

Issued this 14th day of August 1946.

EARL W. CLARK,
Regional Administrator.

[F. R. Doc. 46-15560; Filed, Aug. 29, 1946;
4:30 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register August 28, 1946.

Region I

Concord Order 9-F, Amendment 68, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth. Filed 11:22 a. m.

Providence Order 4-F, Amendment 25, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 10:35 a. m.

Region II

New York Order 17-F, Amendment 3, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 11:11 a. m.

New York Order 18-F, Amendment 3, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 10:38 a. m.

New York Order 19-F, Amendment 3, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 10:39 a. m.

Syracuse Order 8-F, Amendment 3, covering fresh fruits and vegetables in certain counties in New York. Filed 10:32 a. m.

Syracuse Order 9-F, Amendment 3, covering fresh fruits and vegetables in

the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 10:32 a. m.

Region III

Charleston Order 7-F, Amendment 73, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 11:09 a. m.

Region IV

Columbia Order 8-F, Amendment 39, covering fresh fruits and vegetables in the State of South Carolina. Filed 11:07 a. m.

Columbia Order 21, Amendment 9, covering dry groceries in the South Carolina area. Filed 11:07 a. m.

Columbia Order 22, Amendment 8, covering dry groceries in the South Carolina area. Filed 11:08 a. m.

Raleigh Order 13-F, Amendment 38-A, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 11:08 a. m.

Raleigh Order 14-F, Amendment 27, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 11:09 a. m.

Raleigh Order 23, Amendment 7, covering dry groceries in certain counties in North Carolina. Filed 10:35 a. m.

Raleigh Order 24, Amendment 7, covering dry groceries in certain counties in North Carolina. Filed 10:36 a. m.

Raleigh Order 25, Amendment 7, covering dry groceries in certain counties in North Carolina. Filed 10:36 a. m.

Raleigh Order 26, Amendment 7, covering dry groceries in certain counties in North Carolina. Filed 10:36 a. m.

Region V

Kansas City Order 1-M, Amendment 1, covering bottled beer and ale in Johnson and Wyandotte counties, Kansas and the City of North Kansas City and Jackson county, Missouri. Filed 11:01 a. m.

St. Louis Order 1-M, Amendment 1, covering bottled beer and ale in St. Louis and St. Louis county, Missouri. Filed 11:03 a. m.

St. Louis Order 26, Amendment 7, covering dry groceries sold by Groups 1 and 2 stores. Filed 11:02 a. m.

St. Louis Order 27, Amendment 6, covering dry groceries sold by Groups 1 and 2 stores. Filed 11:02 a. m.

St. Louis Order 28, Amendment 6, covering dry groceries sold by Groups 3 and 4 stores. Filed 11:03 a. m.

Region VI

Omaha Order 15-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Nebraska. Filed 10:33 a. m.

Omaha Order 16-F, Amendment 28, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:33 a. m.

Omaha Order 17-F, Amendment 28, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:33 a. m.

Twin Cities Order 3-F, Amendment 43, covering fresh fruits and vegetables in cities of Duluth and Proctor, Minnesota and the city of Superior and Town of Superior, Wisconsin. Filed 10:34 a. m.

Twin Cities Order 7-F, Amendment 27, covering fresh fruits and vegetables in

certain counties in Minnesota. Filed 10:34 a. m.

Twin Cities Order 8-F, Amendment 26, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 10:40 a. m.

Region VII

Denver Order 4-F, Amendment 53, covering fresh fruits and vegetables in the Denver area. Filed 10:55 a. m.

Denver Order 5-F, Amendment 53, covering fresh fruits and vegetables in the Pueblo area. Filed 10:51 a. m.

Denver Order 6-F, Amendment 53, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 10:52 a. m.

Denver Order 7-F, Amendment 53, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 10:52 a. m.

Denver Order 8-F, Amendment 22, covering fresh fruits and vegetables in the Trinidad area. Filed 10:52 a. m.

Denver Order 9-F, Amendment 16, covering fresh fruits and vegetables in the Grand Junction area. Filed 10:53 a. m.

Denver Order 10-F, Amendment 7, covering fresh fruits and vegetables in the Fort Morgan-Sterling-Akron area. Filed 10:53 a. m.

Albuquerque Order 13-F, Amendment 3, covering fresh fruits and vegetables in the Albuquerque area. Filed 10:55 a. m.

Boise Order 8-F, Amendments 1 and 2, covering fresh fruits and vegetables in the Boise City area. Filed 10:50 a. m. and 10:49 a. m.

Boise Order 9-F, covering fresh fruits and vegetables in certain areas in Idaho. Filed 10:51 a. m.

Boise Order 10-F, covering fresh fruits and vegetables in certain areas in Idaho, and Vale and Nyssa, Ontario in the State of Oregon. Filed 10:51 a. m.

Boise Order 55, Amendments 1 and 2, covering dry groceries in the Boise City area. Filed 10:54 a. m.

Boise Order 56, Amendment 1, covering dry groceries in certain areas in Idaho, and Adrian, Nyssa, Ontario, and Vale, in Malheur county, Oregon. Filed 10:56 a. m.

Boise Order 57, Amendment 1, covering dry groceries in certain areas in Idaho. Filed 10:56 a. m.

Boise Order 58, Amendment 1, covering dry groceries in certain areas in Idaho. Filed 10:59 a. m.

Boise Order 59, Amendment 1, covering dry groceries in certain areas in Idaho and Ontario in Malheur county, Oregon. Filed 11:00 a. m.

Boise Order 60, Amendments 1 and 2, covering dry groceries in certain areas in Idaho and Ontario and Vale, Oregon. Filed 11:00 and 11:01 a. m.

Region VIII

Los Angeles Order 3-F, Amendments 59 and 60, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 10:43 a. m.

Los Angeles Order 4-F, Amendments 58 and 59, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 10:44 a. m.

Los Angeles Order 5-F and 6-F, Amendments 58 and 59, covering fresh fruits and vegetables in the Santa Bar-

bara, Ventura and San Luis Obispo areas. Filed 10:45 and 10:46 a. m.

Los Angeles Order 7-F, Amendments 42 and 43, covering fresh fruits and vegetables in the Bakersfield area. Filed 10:46 and 10:47 a. m.

Los Angeles Order 8-F, Amendments 39 and 40, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 10:47 a. m.

Los Angeles Order 9-F, Amendments 38 and 39, covering fresh fruits and vegetables in certain areas in California. Filed 10:48 a. m.

Los Angeles Order 10-F, Amendments 38 and 39, covering fresh fruits and vegetables in Imperial county with the exception of Bard and Winterhaven. Filed 10:49 a. m.

Portland Order 32-F, Amendment 38, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:39 a. m.

Portland Order 33-F, Amendment 38, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 10:39 a. m.

Portland Order 34-F, Amendment 37, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 10:38 a. m.

Portland Order 35-F, Amendment 38, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 10:38 a. m.

Portland Order 36-F, Amendment 38, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 10:37 a. m.

Portland Order 37-F, Amendment 38, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 10:37 a. m.

Portland Order 38-F, Amendment 38, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 11:10 a. m.

Portland Order 39-F, Amendment 38, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 11:11 a. m.

Portland Order 42-F, Amendment 39, covering fresh fruits and vegetables in certain areas in Oregon. Filed 11:11 a. m.

Portland Order 43-F, Amendment 18, covering fresh fruits and vegetables in the Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 11:11 a. m.

San Francisco Order 28-F, Amendment 2, covering fresh fruits and vegetables in certain cities, towns and counties, in California. Filed 11:04 a. m.

San Francisco Order 29-F, Amendment 2, covering fresh fruits and vegetables in certain areas in California. Filed 11:04 a. m.

San Francisco Order 30-F, Amendment 2, covering fresh fruits and vegetables in certain areas in California. Filed 11:05 a. m.

Seattle Order 16-F, Amendments 51, 52 and 53, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 11:05 and 10:40 a. m. and 10:41 a. m.

Seattle Order 17-F, Amendments 46 and 47, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 11:06 and 10:42 a. m.

Seattle Order 18-F, Amendments 47 and 48, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 11:06 and 10:42 a. m.

Seattle Order 19-F, Amendments 44 and 45, covering fresh fruits and vegetables in Yakima, Wenatchee and East Wenatchee, Washington. Filed 11:06 and 10:42 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-15531; Filed, Aug. 29, 1946;
4:20 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA-123]

ACCIDENT AT WABUNSEE, KANS.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry NC 50281 which occurred at Wabunsee, Kansas, on August 18, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said Act, in the above-entitled proceeding that hearing is hereby assigned to be held on Wednesday, September 11, 1946, at 9:30 a. m. (local time), County Court House, Manhattan, Kansas.

Dated at Washington, D. C., September 4, 1946.

[SEAL] WILLIAM K. ANDREWS,
Presiding Officer.

[F. R. Doc. 46-15996; Filed, Sept. 5, 1946;
11:51 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 16-1A14-1]

FOELBER-PATTERSON, INC.

ORDER SETTING ASIDE ACTION OF AND REQUIRING ADMISSION TO MEMBERSHIP IN NATIONAL SECURITIES ASSOCIATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of September A. D. 1946.

Foelber-Patterson, Inc., a registered broker and dealer, having made application pursuant to section 15A (g) of the Securities Exchange Act of 1934 for review of the action of the National Association of Securities Dealers, Inc., a national securities association registered pursuant to section 15A of that act, denying it admission to membership in said association, and having made application pursuant to section 15A (h) (3) of that act for an order setting aside the action of said association and requiring it to admit Foelber-Patterson, Inc. to membership therein;

A hearing having been held after appropriate notice and the Commission being duly advised and having this day issued its findings and opinion herein;

It is ordered, on the basis of said findings and opinion, that said application be and it hereby is granted.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-15946; Filed, Sept. 5, 1946;
10:27 a. m.]

[File No. 70-1353]

CONSOLIDATED NATURAL GAS CO. AND NEW YORK STATE NATURAL GAS CORP.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 30th day of August 1946.

Consolidated Natural Gas Company ("Consolidated"), a registered holding company, and its non-utility pipeline subsidiary, New York State Natural Gas Corporation ("New York State"), having filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules promulgated thereunder with respect to the following transactions:

New York State proposes to issue 10,000 shares of additional common stock (\$100 par value) to Consolidated for a cash consideration of \$1,000,000. The proceeds are proposed to be used by New York State to augment its working capital and to purchase from Godfrey L. Cabot, Inc., a Massachusetts corporation, and Cabot Gas Corporation, a New York corporation, non-affiliates of New York State, certain natural gas properties located in northern Pennsylvania and western New York. The properties consist of natural gas transmission pipe lines, wells and appurtenant facilities, which properties presently connect with New York State. The purchase price to be paid by New York State is \$799,999.

Approval has been obtained from the Federal Power Commission and the New York Public Service Commission over the several parts of the transactions as to which the respective Commissions have jurisdiction.

Said joint application-declaration having been filed on August 15, 1946 and notice of said filing having been duly given in the form and manner provided by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said joint application-declaration within the period prescribed in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that all applicable statutory requirements are satisfied, and deeming it appropriate in the public interest and in the interests of investors and consumers to grant the said application and permit the said declaration to become effective:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act, that said application-declaration be, and the same hereby is, granted and permitted to become effective, sub-

ject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-15947; Filed, Sept. 5, 1946;
10:27 a. m.]

[File Nos. 70-1347, 70-1360]

NEW JERSEY POWER & LIGHT CO. ET AL.

NOTICE OF FILING AND ORDER FOR RECONVENING HEARING AND CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of September 1946.

In the matters of New Jersey Power & Light Company, File No. 70-1347; Rena R. Carver, Calvin R. Carver, Doris C. Fearon, File No. 70-1360.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Rena R. Carver, Calvin R. Carver and Doris C. Fearon.

All interested persons are referred to such document which is on file in the office of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

Rena R. Carver, Calvin R. Carver and Doris C. Fearon, who have contracted with New Jersey Power & Light Company (New Jersey) for the purchase of its gas system and properties for a base purchase price of \$361,100, have formed three New Jersey corporations, namely, City Gas Company of New Jersey, City Gas Company of Phillipsburg, N. J., and City Gas Company of Newton, N. J., to take title to such gas properties. The three applicants propose to acquire all of the common stock of such companies, except directors qualifying shares, in the following amounts:

	Rena R. Carver	Calvin R. Carver	Doris C. Fearon
City Gas Co. of New Jersey	\$12,500	\$12,300	\$12,300
City Gas Co. of Phillipsburg, N. J.	25,000	24,800	24,800
City Gas Co. of Newton, N. J.	6,600	6,500	6,500

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to said matters and that said application shall not be granted except pursuant to further order of this Commission; and

New Jersey, a subsidiary of NY PA NJ Utilities Company, a registered holding company, which, in turn, is a subsidiary of General Public Utilities Corporation, also a registered holding company, having filed a declaration pursuant to the act with respect to the sale of all of its gas utility assets to the above described purchasers; the Commission by order dated August 15, 1946 having ordered a hearing to be held on August 29, 1946 on such declaration; and such hearing having been held on said date and con-

tinued subject to further order of the Commission; and

It appearing to the Commission that all of the foregoing matters are related and involve common questions of law and fact, and that evidence offered in respect of each of such matters may have a bearing on the others, and that substantial saving of time, effort, and expense will result if the hearings in said matters are consolidated:

It is hereby ordered, That the proceedings in respect of the foregoing matters be consolidated for hearing and that the hearing in such consolidated proceedings be reconvened on September 12, 1946, at 10 A. M., E. D. S. T., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, before the same Trial Examiner heretofore designated. Any person desiring to be heard in such consolidated proceedings shall file with the Commission, on or before September 9, 1946, his request therefor as provided by Rule XVII of the Rules of Practice of the Commission.

It is further ordered, That without limiting the scope of the issues presented by said consolidated matters otherwise to be considered in this proceeding, particular attention will be directed at the reconvened hearing to the following questions and matters in addition to those set forth in the Commission's Order of August 15, 1946:

1. Whether the proposed acquisition by the applicants of the common stock of the three gas companies satisfies the applicable standards of section 10 of the act.

2. Whether in particular such acquisition will serve the public interest by tending towards the economical and efficient development of an integrated public utility system, and whether the proposed consideration for the common stock of such companies is fair and reasonable.

It is further ordered, That notice of such reconvened hearing be given to declarants and applicants and to all other interested persons, said notice to be given to declarants and applicants by registered mail, and to all other persons by general release of the Commission which shall be distributed to the press and mailed to persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication in the FEDERAL REGISTER.

It is further ordered, That jurisdiction be and hereby is reserved to separate either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions, or matters included in these proceedings, or to consolidate with these proceedings other filings or matters pertaining thereto, or to take such other action as may appear necessary to an orderly, prompt and economical disposition of the issues and matters involved.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-15948; Filed, Sept. 5, 1946;
10:27 a. m.]

[File No. 812-415]

PENNSYLVANIA INDUSTRIES, INC., AND TEXAS GAS TRANSMISSION CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 4th day of September A. D. 1946.

Pennsylvania Industries, Inc., a registered investment company, has filed an application under and pursuant to the provisions of section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act a proposed sale to Texas Gas Transmission Corporation, an affiliated person of Pennsylvania Industries, Inc., of (1) 5,148 shares of Preferred Stock of Kentucky Natural Gas Corporation for 202,059 shares of Common Stock of Texas Gas Transmission Corporation, (2) 2,843 shares of Common Stock of Kentucky Natural Gas Corporation for 2,843 shares of Common Stock of Texas Gas Transmission Corporation, and (3) 61,111 shares of common stock of Memphis Natural Gas Company for \$550,000 principal amount of 20-year Convertible Debentures of Texas Gas Transmission Corporation, bearing interest at the rate of 2¾% per annum, and \$482 in cash.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on September 16, 1946 at ten o'clock a. m., E. D. S. T. in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania; and

It is further ordered, That Willis E. Monty, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-15949; Filed, Sept. 5, 1946;
10:27 a. m.]

[File No. 70-1362]

SOUTH CAROLINA ELECTRIC & GAS CO. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of September 1946.

In the matter of South Carolina Electric & Gas Company, General Gas & Electric Corporation, General Public Utilities Corporation, File No. 70-1362.

Notice is hereby given that, pursuant to the provisions of the Public Utility Holding Company Act of 1935 ("Act"), joint applications or declarations (or

both) have been filed with this Commission by General Public Utilities Corporation ("GPU"), a registered holding company, its subsidiary, General Gas & Electric Corporation ("Gengas"), also a registered holding company, and the latter's subsidiary, South Carolina Electric & Gas Company ("South Carolina"). All interested persons are referred to said joint applications-declarations which are on file in the offices of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

1. Gengas will be dissolved and GPU, as Gengas' sole stockholder, will acquire, pursuant to said dissolution, all the outstanding shares of the common stock of South Carolina, now held by Gengas, and all the other assets of Gengas, subject to Gengas' liabilities, if any.

2. South Carolina will reclassify its presently outstanding 43,394 shares of \$100 par value common stock of South Carolina, aggregating \$4,339,400, the premium applicable thereto in the amount of \$1,725,000, together with an appropriation from capital surplus of \$250, into 808,587 shares of \$7.50 par value common stock, having an aggregate par value of \$6,064,402.50.

3. GPU will declare a dividend on its common stock, payable out of its capital surplus, at the rate of 1/10 of a share of the new South Carolina common stock for each one share of the common stock of GPU.

Applicants-declarants state that the Public Service Commission of South Carolina has jurisdiction with respect to the reclassification of the common stock of South Carolina and that no Federal Commission, other than this Commission, has jurisdiction over the proposed transactions.

Applicants-declarants state that sections 6 (a), 7, 9 (a), 10, 12 (c), 12 (d), 12 (f), 15, and 20 (a) of the act and rules U-43, U-44 and U-46 promulgated thereunder are applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to such matters:

It is hereby ordered, That a hearing on such matters, under the applicable provisions of said act, and the rules of the Commission thereunder, be held on the 16th day of September, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should file with the Secretary of the Commission, on or before September 13, 1946, his application therefor as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to

to the Commission under section 18 (c) of said act, and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposed dissolution and liquidation of Gengas complies with the applicable provisions of the act and the rules and regulations promulgated thereunder.

2. Whether the acquisition by GPU of the common stock of South Carolina will serve the public interest by tending towards the economical and efficient development of an integrated public-utility system or systems.

3. Whether the declaration and payment by GPU out of its capital surplus of a dividend in the form of common stock of South Carolina comply with the applicable provisions of the act and the rules and regulations promulgated thereunder.

4. Whether the proposed reclassification of the common stock of South Carolina and the related accounting entries will result in an unfair and inequitable distribution of voting power among the holders of its securities or its otherwise detrimental to the public interest or the interest of investors or consumers.

5. The propriety of the proposed accounting treatment of the several transactions on the books of the respective applicants-declarants.

6. Whether the fees, commissions, and other expenses to be incurred are for necessary services and reasonable in amount.

7. Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, what provisions or terms and conditions should be required or imposed to satisfy the statutory standards.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-15950; Filed, Sept. 5, 1946;
10:27 a. m.]

[File No. 802-7-1]

MARINE MIDLAND GROUP, INC.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3rd day of September A. D. 1946.

Marine Midland Group, Inc. having filed an application pursuant to section 202 (a) (11) (F) of the Investment Advisers Act of 1940 for an order designating it not to be an investment adviser within section 202 (a) (11) of the act; a hearing having been held after appropriate notice; and the Commission being duly advised and having this day issued its findings and opinion herein;

On the basis of said findings and opinion and pursuant to section 202 (a) (11) (F) of the act; *It is hereby ordered*, That

said application be, and it hereby is granted for a period of one year from the date hereof, with leave to the applicant to file a new application at any time prior to the expiration of the present order.

By the Commission.

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-15951; Filed, Sept. 5, 1946;
10:28 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 7183]

AIJI KUNITOMO

Re: Estate of Aiji Kunitomo, deceased.
File No. D-39-18579; E. T. sec. 14913; H-394.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Father of Aiji Kunitomo, first name unknown, Rikiya Kunitomo, Sekiji Kunitomo and Tsuruno Watanabe, and each of them, in and to the Estate of Aiji Kunitomo, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Father of Aiji Kunitomo, first name unknown, Japan.

Rikiya Kunitomo, Japan.

Sekiji Kunitomo, Japan.

Tsuruno Watanabe, Japan.

That such property is in the process of administration by Minoru Hashimoto, as Administrator, acting under the judicial supervision of the Circuit Court, Third Judicial Circuit, Territory of Hawaii;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it

should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15817; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7195]

GEORGE M. FINCKEN

In re: In the matter of the application of George M. Fincken for the substitution of trustee in the place and stead of Seaboard Trust Company. File No. F-28-22108; E. T. sec. 14211.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title interest and claim of any kind or character whatsoever of Adolf Klemenz in and to the sum of \$1,340.85 now being held by I. Grant Scott, Clerk of the Court of Chancery of New Jersey, pursuant to an Order of the Court of Chancery of New Jersey, entered in the proceedings entitled "In the Matter of the Application of George M. Fincken for the Substitution of Trustee in the place and stead of Seaboard Trust Company," Docket No. 124/690, on July 20, 1945,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely:

National and Last Known Address

Adolf Klemenz, Germany.

That such property is in the process of administration by I. Grant Scott, Clerk of the Court of Chancery of New Jersey, as Depositary, acting under the judicial supervision of the Court of Chancery of the State of New Jersey, Trenton, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to

be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15818; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7307]

DOROTHEA TIMM

In re: Bank account owned by Dorothea Timm. F-28-24065-E-1, F-28-24065-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dorothea Timm, whose last known address is Krempel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco 20, California, arising out of a savings account, Account Number 20612, entitled I. F. Chapman or Tom F. Chapman, Trustees for Dorothea Timm, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Dorothea Timm, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15819; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7308]

KATHI TRIERWEILER

In re: Bank account owned by Kathi Trierweiler. F-28-22737-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kathi Trierweiler, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Kathi Trierweiler, by Central Savings Bank in the City of New York, Broadway, at 73rd Street, New York, New York, arising out of a savings account, Account Number 767,824, entitled Kathi Trierweiler, maintained at the branch office of the aforesaid bank located at 157 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15820; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7309]

H. F. TUININGA

In re: Bank account owned by H. F. Tuininga. F-39-2886-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. F. Tuininga, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to H. F. Tuininga, by Bank of American National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a checking account, entitled H. F. Tuininga, maintained at the branch office of the aforesaid bank located at 300 Montgomery Street, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15821; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7311]

MARIE VON PHILIPSBORN

In re: Bank account owned by Marie von Philipsborn. F-28-6656-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie von Philipsborn, whose last known address is Klemzig, Zulli-

chau Land, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of The San Francisco Bank, 526 California Street, San Francisco, California, arising out of a savings account, Account Number 760613, entitled Edmund F. Russ, Trustee for Marie von Philipsborn, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Marie von Philipsborn, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15822; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7312]

TOMONOBU WADA

In re: Debt owing to Tomonobu Wada, F-39-3351-A-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tomonobu Wada, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Tomonobu Wada, by J. Barth & Co., 482 California Street, San Francisco, California, in the amount of \$7,316.83, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15823; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7313]

ZELLSTOFFFABRIK WALDHOF

In re: Bank account owned by Zellstoffabrik Waldhof, F-28-11334-E-2.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Zellstoffabrik Waldhof, the last known address of which is Taubenstrasse 42, Berlin W 8, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Zellstoffabrik Waldhof, by Bank of the Manhattan Company, 40 Wall Street, New York, New York, arising out of a checking account, entitled Zellstoffabrik Waldhof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15824; Filed, Sept. 4, 1946;
9:44 a. m.]

[Vesting Order 7314]

WALBERG WEBER

In re: Bank account owned by Walberg Weber, also known as Walburg Weber, F-28-17690-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Walberg Weber, also known as Walburg Weber, whose last known address is Munich, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Walberg Weber, also known as Walburg Weber, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 44,227, entitled Walberg Weber, maintained at the branch office of the aforesaid bank located at 2100 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it

be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15825; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7315]

HERMINE WIEACKER

In re: Bank account owned by Hermine Wieacker. F-28-22780-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hermine Wieacker, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Bank of America National Trust & Savings Association, 300 Montgomery Street, San Francisco, California, arising out of a savings account, Account Number 1590, entitled I. F., or Tom F. Chapman, Trustees for Hermine Wieacker, maintained at the Market-New Montgomery branch office of the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hermine Wieacker, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold, or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the

proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15826; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7316]

WINDMOLLER AND HOLSCHER, G. M. B. H.

In re: Bank account owned by Windmoller and Holscher, G. m. b. H. F-28-11305-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Windmoller and Holscher, G. m. b. H., the last known address of which is Langerich, Westfalen, Germany, is a limited corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany, and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Windmoller and Holscher, G. m. b. H., by The Philadelphia National Bank, Philadelphia, Pennsylvania, arising out of a checking account, entitled Windmoller and Holscher, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the

Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15827; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7317]

HENNING HERMAN REIMER WITTGREFE

In re: Bank account owned by Henning Herman Reimer Wittgreffe, also known as H. H. R. Wittgreffe. F-28-23913-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Henning Herman Reimer Wittgreffe, also known as H. H. R. Wittgreffe, whose last known address is Selent, District of Blom, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Henning Herman Reimer Wittgreffe, also known as H. H. R. Wittgreffe, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 1176, entitled H. H. R. Wittgreffe, maintained at the branch office of the aforesaid bank located at 300 Montgomery Street, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a

national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15828; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7318]

WILHEIM BERTHOLD WITTFREDE

In re: Bank account owned by Wilhelm Berthold Wittgreffe, also known as W. B. Wittgreffe. F-28-3959-E-1, F-28-3959-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Berthold Wittgreffe, also known as W. B. Wittgreffe, whose last known address is 3 Gerhardsdorn, Rendsburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wilhelm Berthold Wittgreffe, also known as W. B. Wittgreffe, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 1178,

entitled W. B. Wittgreffe, maintained at the branch office of the aforesaid bank located at 300 Montgomery Street, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15829; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7319]

JOHN WOELFEL AND MARIE WOELFEL

In re: Bank account owned by John Woelfel or Marie Woelfel. F-28-23912-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

1. That John Woelfel and Marie Woelfel, whose last known address is Mettingstrasse 27, Nurnberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to John Woelfel or Marie Woelfel, by Seaboard Trust Company, 95 River Street, Hoboken, New Jersey, arising out of a savings account, Account Number 24,444, entitled John Woelfel or Marie Woelfel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15830; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7320]

ALEXANDER WOLFF

In re: Bank account owned by Alexander Wolff. F-28-23914-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alexander Wolff, whose last known address is Schulstrasse, Bromberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alexander Wolff, by The First National Bank of Chicago, 38 South Dearborn Street, Chicago, Illinois, arising out of a savings account, Account Number 1,369,604, entitled Alexander Wolff, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15831; Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7434]

SHOTARO FUJISHIGE ET AL.

In re: Stock owned by Shotaro Fujishige and others. D-39-18684.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons listed in paragraph 2 below, whose last known addresses are Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: 173 shares of \$10 par value common capital stock of Hamakua Shokwai, Limited, Honokaa, Hawaii, T. H., a corporation organized under the laws of the Territory of Hawaii, evidenced by the certificates listed below, registered in the names of and owned by the persons listed below in the amounts appearing opposite each name as follows:

Registered owner	Certificate No.	Number of shares
Shotaro Fujishige.....	26	10
Jyosuke Kunihiro.....	51	10
Mikizo Nakamoto.....	214, 113	20
Naoguma Ogawa.....	73	3
Kikumatsu Sakakihara.....	203	10
Teijiro Sakimoto.....	41	5
Jyusuke Shimizu.....	25	10
Kengo Totsuda.....	282, 81	38
Koshiro Tofukuji.....	49, 247	52
Shungo Tokushima.....	143	5
Tokuemon Yoshimoto.....	116	10

together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 15, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15833; Filed, Sept. 4, 1946;
9:46 a. m.]

[Vesting Order 7447]

SHIGEO OSHIMA

In re: Bank account owned by Shigeo Oshima. D-39-199.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Shigeo Oshima, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation of Bank of Hawaii, Honolulu, T. H., arising out of a blocked savings account, Account No. 181197, entitled Shigeo (Sigo) Oshima by Haruo Oshima, attorney in fact, 248 Ohi Lane, Honolulu, T. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Shigeo Oshima, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

ness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 15, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15834; Filed, Sept. 4, 1946;
9:46 a. m.]

[Vesting Order 7321]

ELISABETHA ZULAUF

In re: Bank account owned by Elisabetha Zulauf, also known as Elisabetha Mann. F-28-24072-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elisabetha Zulauf, also known as Elisabetha Mann, whose last known address is Gau-Odernheim, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elisabetha Zulauf, also known as Elisabetha Mann, by The First National Bank of Chicago, Clark, Monroe, and Dearborn Streets, Chicago, Illinois, arising out of a savings account, Account Number 1,350,071, entitled Elisabetha Zulauf nee Mann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liqui-

dated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-15832 Filed, Sept. 4, 1946;
9:45 a. m.]

[Vesting Order 7465]

HONOLULU SODA WATER CO., LTD. ET AL.

In re: Claims against Honolulu Soda Water Company, Limited owned by Shotaro Shimizu and others. D-39-996.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons named in Exhibit A, attached hereto, and by reference made a part hereof, whose last known addresses are Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: All those debts or other obligations owing to the persons named in Exhibit A, by Honolulu Soda Water Company, Limited, 844 Mokuaua Street, Honolulu, T. H., including particularly but not limited to a portion of the sum of money on deposit with Bank of Hawaii, Honolulu, T. H., is a savings account, Account Number 2458, entitled Honolulu Soda

Water Company, Limited—Trustee for Nonresident Stockholders maintained at the branch office of the aforesaid bank located at King and Smith Streets, Honolulu, T. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 16, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Amount of Claim Against Honolulu Soda Water Company, Limited, As of Jan. 23, 1946

Name	
Shotaro Shimizu	\$86.41
Kichitaro Sekiya	230.49
Yoshiyuke (Yoshisuke) Shindo	59.24
Riutaro (Rintaro) Nakatsu	59.24
Kumataro Yamashita	35.54
Ishichi (Ichichi) Matsuda	8.86
Umekichi Kanda	11.84

Total 491.62

[F. R. Doc. 46-15835; Filed, Sept. 4, 1946;
9:46 a. m.]